

**URBAN COUNTY COUNCIL
SCHEDULE OF MEETINGS
APRIL 10, 2006 THROUGH APRIL 17, 2006**

MONDAY, APRIL 10

Lexington & Louisville Council Consortium Meeting 11:00 a.m.
Club Lounge-Kentucky Horse Park-4089 Iron Works Parkway

TUESDAY, APRIL 11

Outside Agency Oversight Committee Meeting 10:00 a.m.
Conference Room-5th Floor Government Center

Storm Water Oversight Committee Meeting 12:00 p.m.
Conference Room-5th Floor Government Center

Intergovernmental Committee Meeting 1:30 p.m.
Council Chambers-2nd Floor Government Center

Mayor's Budget Address 3:30 p.m.
Council Chambers-2nd Floor Government Center

Council Work Session. 3:30 p.m.
Council Chambers-2nd Floor Government Center

Committee of the Whole Meeting 5:00 p.m.
Council Chambers-2nd Floor Government Center

WEDNESDAY, APRIL 12

Transportation Technical Coordination Committee Meeting 9:00 a.m.
Conference Room-5th Floor Government Center

Live Where You Work Orientation Meeting 12:00 p.m.
Conference Room-6th Floor Government Center

Tree Board Meeting 3:30 p.m.
Conference Room-5th Floor Government Center

THURSDAY, APRIL 13

Wellness & Nutrition Series Meeting 11:45 a.m.
Conference Room-5th Floor Government Center

Neighborhood Development Bond Fund Oversight Committee Meeting 5:30 p.m.
Conference Room-5th Floor Government Center

Council Meeting 7:00 p.m.
Council Chambers-2nd Floor Government Center

FRIDAY, APRIL 14

Mayor's Task Force Against Breast Cancer 10:00 a.m.
Conference Room-5th Floor Government Center

MONDAY, APRIL 17

No Meetings

LEXINGTON-FAYETTE URBAN COUNTY COUNCIL

WORK SESSION AGENDA

April 11, 2006

- I. Public Comment – Issues on Agenda**
- II. Requested Rezoning / Docket Approval – Yes**
- III. Approval of Summary-Yes, March 21, 2006, pp.10-24**
- IV. Budget Amendments – Yes, pp.25-34**
- V. New Business, pp.35-72**
- VI. Continuing Business / Presentations**
 - A. Budget and Finance Committee**
 - B. Kentucky Trade Computer Bid**
 - C. 333 E. Main Street Property**
 - D. Council Heating Initiative Program (CHIP)**
- VII. Council Report**
- VIII. Mayor's Report – Yes**
- IX. Public Comment – Issues Not on Agenda**

ADMINISTRATIVE SYNOPSIS

New Business Items

- A. Authorization to Accept Donation from Barkham, Inc. for the Gainesway Community Empowerment Center. (158-06) (White)
This request would authorize the acceptance of a \$4,750 donation from Barkham, Inc. to purchase drums and fund sports activities (karate, basketball, tennis, and soccer clinics) for the Gainesway Community Empowerment Center. **p.35**
- B. Authorization to Accept Award from the Kentucky Department of Military Affairs for Federal Funds for the Continuation of the Chemical Stockpile Emergency Preparedness Program (CSEPP) – FY2006. (159-06) (King/Langston)
This request would authorize the acceptance of Federal funds from the Kentucky Department of Military Affairs, Division of Emergency Management of \$182,382 for the continuation of the CSEPP for FY2006. Funds will be used to support administration of the local program, maintain alert and notification system, communications, and equipment, design and supplies for a central and coordinated location for an Emergency Operations Center. The source of funds is the Department of Homeland Security / Federal Emergency Management Agency. CSEPP funds are used to support emergency preparedness activities in a nine-county area that surrounds the Blue Grass Army Depot in Richmond – the site of a stockpile of chemical weapons. No matching funds are required. **p.36**
- C. Authorization to Submit Application and Accept Award on behalf of the US Attorney's Office – Eastern District of Kentucky for the 2006 Anti-Gang Initiative Project – FY2007. (168-06) (King/Langston)
This request would authorize the submission of an application and acceptance of award of Federal funds from the US Department of Justice under the Anti-Gang Initiative as a part of the Project Safe Neighborhoods (PSN) Grant Program on behalf of the US Attorney's Office – Eastern District of Kentucky. The funds will support a new and expanded anti-gang prevention and enforcement efforts under the PSN initiative and allow PSN task forces to combat gangs by building on the effective strategies and partnerships developed under PSN. This project also allows for Federal, State, local law enforcement, and communities in a unified effort to reduce gun crime across America. LFUCG will serve as the fiscal agent for this funding. Federal funds expected are \$153,583. No matching funds are required. **p.37**

D. Authorization to Submit Application and Accept Award, if Offered, by the Kentucky Division of Forestry for the 2007 Urban Forestry Project. (176-06) (King/Whitehead)

This request would authorize the submission of an application and acceptance of award, if offered, of Federal funds from the US Department of Agriculture of \$10,000 by the Kentucky Division of Forestry for the 2007 Urban Forestry Project contingent on the availability of funds in the FY2007 budget. The funds will continue the employment of an Arborist Technician in the Division of Streets, Roads & Forestry. A 50% match, or \$10,000 is required. To provide for the full employment, a match of \$30,520 has been requested as a grant match from LFUCG's FY2007 General Fund budget. **p.38**

E. Authorization to Accept Awards, if Offered, from the FY2007 Transportation Planning Activities. (171-06) (King)

This request would authorize the acceptance of funds for FY2007 Transportation Planning activities. This includes Federal funds from the FHWA Planning of \$290,967 with a State match of 5% or \$18,185 and an LFUCG match of 15% or \$54,560 for a total of \$363,712; the Federal Transit Administration Section 5303 of \$40,000 with an LFUCG match of 20% or \$10,000 for a total of \$50,000; the Mobility Office of \$96,000 with an LFUCG match of 20% or \$24,000 (documented from Public Service Announcements) for a total of \$120,000; and the Air Quality Planning of \$48,000 and an LFUCG match of 20% or \$12,000 for a total of \$60,000. These programs finance the Unified Work Program that focuses on congestion, management, planning and updating the long-range transportation plan, air quality planning, traffic impact analysis, and updating the transit development plan. Funding provides support for personnel costs of seven (7) transportation planning positions in the Division of Planning and includes operating costs of office supplies, printing, maintenance, equipment and professional development. **pp.39-40**

F. Authorization to Accept Awards from the Kentucky Department of Military Affairs for FY2006 Emergency Management Assistance Project. (183-06) (King/Langston)

This request would authorize the acceptance of an award from the Kentucky Department of Military Affairs, Division of Emergency Management of Federal funds of \$54,543 for FY2006 Emergency Management Assistance Project for the support of emergency preparedness activities in Lexington-Fayette County. Funds will be used to offset personnel and operating costs in the Division of Environmental and Emergency Management. Source of Federal funds is the Federal Emergency Management Agency. A local match of 50% or \$54,550 is required. The match is partially budgeted in FY2006 General Fund budget within the division. **p.41**

- G. Authorization to Submit 2006 Consolidated Plan, Accept Awards, and Authorize Agreements for Community Development Block Grant (CDBG) Funds, HOME Funds, Emergency Shelter Grant (ESG) Funds, and American Dream Downpayment Initiative (ADDI) Funds from the US Department of Housing and Urban Development (HUD) for FY2007. (184-06) (King)

This request would authorize the submission of the 2006 Consolidated Plan, accept awards, and authorize agreements required by the US Department of HUD that includes a one-year action plan providing for the expenditures of CDBG funds, HOME Investment Partnerships funds, ESG funds, and ADDI funds for FY2007. The overall goal of the programs is to develop viable urban communities to provide decent housing and suitable living environment, and expand economic opportunities for low and moderate-income persons. The Commission on Housing and Support Services provides leadership in formulating the plan and recommendation for project approval. The CDBG program has \$2,128,374 in Federal funds with \$250,00 in program income anticipated in FY 2007 for a total of \$2,378,374; the HOME program has \$1,396,878 in Federal funds with a required local cash match of \$304,304 proposed from the General Fund budget (\$166,190) and from the proceeds of a closed-out Urban Development Action Grant loan of \$138,114, and program income of \$300,000 for a total of \$2,001,182; the ESG program has \$91,340 in Federal funds with a proposed FY2007 General Fund cash match of \$24,000 and an in-kind match of \$67,340; and the ADDI program has Federal funds in the amount of \$35,008. These funds will be expended on public improvements, housing rehabilitation, public services, public facilities, first-time Homebuyer program, development of rental units for low-income populations, homeless prevention activities, operational support for emergency and transitional housing, and planning and administration activities. A list of projects recommended by two subcommittees is attached. **pp.42-48**

- H. Authorization of a Temporary Construction Easement and Permanent Right-of-Way for the Loudon Avenue Improvements Project – 2006. (160-06) (King/Whitehead)

This request would authorize a temporary construction easement of 547 square feet and a permanent right-of-way easement of 5.7 square feet at 829 E. Loudon Ave. at a cost of \$700 for the Loudon Avenue Improvements Project – 2006. Funds are budgeted. **p.49**

- I. Authorization of a Permanent Sanitary Sewer Easement and Temporary Construction Easement for the North Elkhorn Force Main Project. (165-06) (Whitehead).

This request would authorize a permanent sanitary sewer easement of 1,698 square feet and a temporary construction easement of 2,570 square

feet at a cost of \$9,725 at 1621 Old Paris Rd. for the North Elkhorn Force Main Project. Funds are budgeted. **p.50**

- J. Authorization of a Permanent Bikeway, Shared Use Trail, and Access Easements, and Temporary Construction Easement for the West Hickman Shared Use Trail Project #3. (180-06) (Whitehead)

This request would authorize a permanent bikeway, shared use trail, and access easements of 72,125 square feet, and a temporary construction easement of 42,677 square feet for the West Hickman Shared Use Trail project #3 at no cost to LFUCG at 4250 Clearwater Way. **p.51**

- K. Authorization to Accept Dedication of Greenway Property at 2866 Majestic View Walk. (172-06) (C. King/Dohoney)

This request would authorize the acceptance of the Dedication of Greenway Property of 0.088 acres at 2866 Majestic View Walk to provide pedestrian access from the neighborhood to the Masterson Station Park. Maintenance will be provided through the Division of Parks & Recreation. There is no fiscal impact. **pp.52-53**

- L. Authorization of a Master Agreement Modification to Homeland Security Project for CBRNE Equipment – FY2006. (161-06) (King/Langston)

This request would authorize a master agreement modification to Homeland Security – FY2006 that expires March 31, 2006. Acceptance of Federal funds was approved by Ordinance #5-2006 dated January 12, 2006 from the Kentucky Department of Homeland Security for the purchase of CBRNE (chemical, biological, radiological, nuclear, and explosive) equipment. The Kentucky Department of Homeland Security has offered LFCUG a three (3) month extension through June 30, 2006. **p.54**

- M. Authorization to Accept the Rural Secondary Program Proposed by the Kentucky Transportation Cabinet (KTC) for FY2006 and FY2007. (162-06) (Whitehead)

This request would authorize the acceptance of the Rural Secondary program proposed by the KTC for FY2006 and FY2007 for the maintenance of rural secondary roads in Fayette County. This program is funded, administered, and constructed by KTC. **p.55**

- N. Authorization of Change Order #1 to Contract with CDP Engineers, Inc. for the South Elkhorn Pump Station and Force Main Improvement Project. (163-06) (Whitehead)

This request would authorize Change Order #1 to increase the contract cost by \$114,000 with CDP Engineers, Inc. for the design services associated with the South Elkhorn Pump Station and Force Main Improvement Project. This change is necessary for additional engineering work for the successful elimination of wet weather bypasses that have

plagued this station for the past ten (10) years. The replacement of the existing pumps has been completed. The new wet well structures, along with the new pumps, will eliminate the wet weather bypasses. The original contract was \$340,000. The new total is \$454,000. Funds are budgeted. **pp.56-57**

- O. Authorization of Change Order #1 to Contract with Bluegrass Contracting Corporation for the I-75 Noise Abatement Project. (181-06) (King/Whitehead)

This request would authorize Change Order #1 to contract with Bluegrass Contracting Corporation of \$92,213 to increase the height of the noise wall by four (4) feet for the I-75 Noise Abatement project. This contract was approved by Resolution #116-2006 dated March 23, 2006 at \$372,637.50. The new total is \$464,850.50. The source of Federal funds is the 2003 Federal Transportation Appropriations Act. No matching funds are required. Funds are budgeted. **pp.58-59**

- P. Authorization of Change Order #2 to Contract with Quest Engineers, Inc. for the I-75 Noise Abatement Project. (182-06) (King/Whitehead)

This request would authorize Change Order #2 to contract with Quest Engineers, Inc. of \$6,000 to increase the height of the noise wall by four (4) feet for the design of the I-75 Noise Abatement project. This contract was approved by Resolution #356-2004 dated July 1, 2004 at \$124,000. Change Order #1 of \$8,000 was approved by Resolution #559-2005 dated October 6, 2005. The new total is \$138,000. The source of Federal funds is the 2003 Federal Transportation Appropriations Act. No matching funds are required. Funds are budgeted. **pp.60-61**

- Q. Authorization of Change Order #2 to Contract with Walker Co. for the Haley Pike Landfill Closure. (167-06) Whitehead)

This request would authorize Change Order #2 to contract with Walker Co. for the Haley Pike Landfill closure in the amount of \$169,986.39. The Kentucky Division of Waste Management (KDWM) requires the leachate collection line be on bedrock and at least 2 feet into the bedrock from Manhole 8 to Manhole 21. At the time of design of the leachate collection line, the rock lines were inferred from limited geotechnical data. This will meet required standards in the Landfill Closure Plan by KDWM. This is the final change order. Funds are budgeted. **pp.62-63**

- R. Authorization to accept Contract with Waterford Homeowners Association for a Retention Pond Grant. (177-06) (Whitehead)

This request would authorize a contract with Waterford Homeowners Association for a retention pond grant of \$12,095 for improvements and repairs to keep the pond operating in an acceptable manner. The Council approved a program related to the Ownership and Maintenance Practices for Detention Basins and Retention Ponds in 2002. One part of this

program is the Retention Pond Action match that provides eligible neighborhood associations 50% matching funds for capital improvements and repairs. The Retention Pond Action Match Review Board met on February 22, 2006 and approved the grant application for Waterford Homeowners Association. Funds are budgeted. **p.64**

S. Authorization to accept Contract with Woodfield Homes Association, Inc. for a Retention Pond Grant. (178-06) (Whitehead)

This request would authorize a contract with Woodfield Homes Association, Inc for a retention pond grant of \$5,000 for improvements and repairs to keep the pond operating in an acceptable manner. The Council approved a program related to the Ownership and Maintenance Practices for Detention Basins and Retention Ponds in 2002. One part of this program is the Retention Pond Action match that provides eligible neighborhood associations 50% matching funds for capital improvements and repairs. The Retention Pond Action Match Review Board met on February 22, 2006 and approved the grant application for Woodfield Homes Association, Inc. Funds are budgeted. **p.65**

T. Authorization to accept Contract with Palomar Hills Community Association, Inc. for a Retention Pond Grant. (179-06) (Whitehead)

This request would authorize a contract with Palomar Hills Community Association, Inc. for a retention pond grant of \$4,442 for improvements and repairs to keep the pond operating in an acceptable manner. The Council approved a program related to the Ownership and Maintenance Practices for Detention Basins and Retention Ponds in 2002. One part of this program is the Retention Pond Action match that provides eligible neighborhood associations 50% matching funds for capital improvements and repairs. The Retention Pond Action Match Review Board met on February 22, 2006 and approved the grant application for Palomar Hills Community Association, Inc. Funds are budgeted. **p.66**

U. Authorization of Baseball League Concession Contracts for the Division of Parks & Recreation. (175-06) (Clark)

This request would authorize baseball league concession contracts with Dixie Youth Baseball at Mary Todd Park, Southwest Lexington Pony Baseball at Cardinal Run Park, Gardenside Little League at Cardinal Run Park, Gardenside Little League at Wolfrun Park, Kirklevington Senior Baseball at Kirklevington Park, South Lexington Youth Baseball at Shillito Park, Bluegrass Girls Fastpitch at Gainesway park, Bluegrass Girls Fastpitch at Cardinal Run Park, Northern Babe Ruth at Constitution Park, Southeastern Babe Ruth at Veterans Park, South Lexington Babe Ruth at Shillito Park, Northern Cal Ripken at Kenawood Park, and Southeastern Cal Ripken at Crosby Park. Each contract will run from March 1 to July 30, 2006 at a cost of \$1.00 each. **p.67**

- V. Authorization of a Maintenance and Support Agreement with Motorola Inc. / Printrak International Inc. for LiveScan 2000 Fingerprint Machine within the Division of Community Corrections. (173-06) (Langston)
This request would authorize maintenance and support agreement with Motorola Inc. / Printrak International Inc. of \$6,252 for a LiveScan 2000 fingerprint machine from May 1, 2006 through April 30, 2007 within the Division of Community Corrections. KRS 441.046 require persons arrested or detained in an Adult or Juvenile Detection facility be fingerprinted and the fingerprints be submitted to the Kentucky State Police (KSP). The LiveScan 2000 was given by KSP. The Division of Community Corrections is required to have maintenance and support agreement on the machine. Funds are budgeted. p.68
- W. Authorization of a Memorandum of Agreement (MOA) with the Commonwealth of Kentucky Environmental & Public Protection Cabinet (EPPC). (166-06) (Whitehead)
This request would authorize a MOA with the EPPC for LFUCG's Mercury Collection Program on April 22, 2006. EPPC will reimburse LFUCG up to \$7,500 for the recycling and proper disposal of mercury collected at the Spring Clean household hazardous waste collection day. p.69
- X. Authorization of Amendment to Agreement with the Governor's Office of Local Development for Preservation of Cove Haven Cemetery – FY2006. (170-06) (King)
This request would authorize an amendment to agreement with the Governor's Office of Local Development from the Kentucky Cemetery Preservation Fund for the preservation of the Cove Haven Cemetery to extend the project deadline from June 30, 2006 to June 30, 2007. The award of \$25,000 was accepted by Ordinance #25-2006 dated January 26, 2006. The source of funds is the Kentucky General fund. p.70
- Y. Authorization of a Customized Training Agreement with Susan Kleier, DMD and Robert Loy, DMD under the FY2006 Workforce Investment Act (WIA) Grant Program. (169-06) (King/White)
This request would authorize a customized training agreement with Susan Kleier, DMD and Robert Loy, DMD for \$412.50 each to provide advanced training of dental assistants for two (2) current office employees at the University of Kentucky, College of Dentistry Continuing Education under the FY2006 WIA Grant program. Each dentist will provide a company match of \$412.50 for this one (1) week training. LFUCG has been awarded \$479,150 from the Bluegrass Area Development District for the Mayor's Training Center for the WIA Program for FY2006. This Federal grant is part of Title IV, Part A of the Social Security Act, as amended by the Balanced Budget Act of 1997 and 20 CFR Part 645. Funds are budgeted. p.71

Z. Authorization to Amend Section 21-5 of the Code of Ordinances within the Division of Traffic Engineering. (155-06) (Allen/Whitehead)

This request would authorize an amendment to Section 21-5 of the Code of Ordinances to abolish one (1) position of Traffic Information Specialist (class code 420 – grade 112E) and create one (1) position of Traffic Information Technician (class code 433 – grade 112N) and abolish one (1) position of Traffic Signal Technician Sr. (class code 665 – grade 112N) and create one (1) position of Traffic Signal Technician Master (class code 666 – grade 114N) within the Division of Traffic Engineering. This action will increase support to engineers for data collection, traffic modeling, and technical specifications for traffic monitoring equipment bids. The Traffic Information Technician will utilize technological skills to enhance traffic signal timing and with new technology / equipment, the traffic control industry requires International Municipal Signal Association Certified technicians to maintain devices in the field. The Traffic Signal Technician Master will facilitate more complex electronic installations, perform lead technician responsibilities and perform system maintenance, troubleshooting and operations. The fiscal impact for the remainder of FY2006 will be \$1,270 and funded from the division's existing Operating Budget. **p.72**

URBAN COUNTY COUNCIL
WORK SESSION SUMMARY

MARCH 21, 2006

Mayor Isaac chaired the committee meeting, calling it to order at 3:30 pm. All council members were in attendance except Jacques Wigginton.

I. Public Comment – Issues on Agenda - None

II. Requested Rezoning / Docket Approval

A motion by Mr. Farmer to approve the docket, seconded by Ms. Shafer, passed without dissent.

III. Approval of Summary – March 7, 2006

A motion by Mr. Farmer to approve the summary, seconded by Ms. Shafer, passed without dissent.

IV. Budget Amendments

A motion by Mr. Farmer to approve the budget amendments, seconded by Mr. Lane, passed without dissent.

V. New Business

- A. Authorization to Submit a Grant Application and Accept Award, if Offered, to the Kentucky Department of Education, Division of School and Community Nutrition, for Participation in the Summer Food Service Program – FY2006. (127-06) (King/Clark)
- B. Authorization to Submit a Grant Application and Accept Award, if Offered, to the Kentucky Justice and Public Safety Cabinet for the Division of Police for Continuation of the Street Sales Drug Enforcement Project – FY2007. (140-06) (King/Langston)
- C. Authorization to Submit a Grant Application and Accept Award, if Offered, to the Commonwealth of Kentucky Governor's Highway Safety Program – FY2007. (142-06) (King/Langston)

- D. Authorization to Submit Application to the US Department of Health and Human Services for a Drug Free Communities (DFC) Grant for the Division of Youth Services. (131-06) (King/White)
- E. Authorization to Submit Application to the US Department of Justice for the Division of Police (134-06) (King/Langston)
- F. Authorization to Submit Application to the US Department of Justice for Federal Funds under the State Criminal Alien Assistance Program (SCAAP). (135-06) (King/Langston).
- G. Authorization to Submit Application to the Kentucky Transportation Cabinet for Federal Funds under the Kentucky Safe Routes to School Program – FY2007. (144-06) (King)
- H. Authorization to Submit Application of behalf on the Division of Police to the Kentucky Justice and Public Safety Cabinet's Law Enforcement Service Fee Program – FY2007. (133-06) (King/Langston)
- I. Authorization to Accept Award from the US Department of Justice for the Purchase of Bulletproof Vests for The Division of Police, Fayette County Sheriff's Office, and the Blue Grass Airport Police – FY2006. (139-06) (King/Langston)
- J. Authorization to Renew Agreement of Affiliation between Bluegrass Crime Stoppers, Inc. and LFUCG on behalf of the Division of Police. (129-06) (Langston)
- K. Authorization of a Frequency Reconfiguration Agreement between Nextel Communications, Inc. and LFUCG on behalf of the Division of Police. (130-06) (Langston)
- L. Authorization to Terminate Agreement with Historic Pleasant Green Baptist Church and Approval of an Agreement with Bates Creek Presbyterian Church for the Adopt-A-Spot Roadway Cleanup Program – FY2006. (132-06) (King/Whitehead)
- M. Authorization of a Customized Training Contract between Ballard Morgan, DMD and the Mayor's Training Center. (145-06) (White)
- N. Authorization to Amend Resolution #74-2006 to add AD Starr for Athletic Equipment Price Contract for the Division of Parks & Recreations. (138-06) (Counts)

- O. Authorization of a Proposed Amendment to Section 22-53.1 of the Code of Ordinances Regarding the Division of Police. (103-06) (Langston)
- P. Authorization of a Deed of Permanent Sanitary Sewer Easement and a Temporary Construction Easement for the Bracktown Sanitary Sewer Project #469. (128-06) (Whitehead)
- Q. Authorization of a Release of a Sanitary Sewer Easement at 2304 Norman Ln. (143-06) (Holmes)
- R. Authorization to Accept Donation from the Fayette County Board of Education for the Gainesway Community Empowerment Center. (136-06) (White)
- S. Authorization to Accept a Donation from the Lexington Leadership Foundation for the Gainesway Community Empowerment Center. (137-06) (White)
- T. Authorization to Accept a Donation from Bullard Thermal Imaging for the Division of Police, Emergency Response Unit. (141-06) (Langston)
- U. Authorization for a Resolution Adopting the Council Capital Expenditure Policy. (146-06) (Southers/Holmes)

A motion by Mr. Farmer to approve new business items A-U with item U being amended, seconded by Mr. Lane, passed without dissent.

Mr. Farmer referred to item U and asked Mr. Southers to go over the Council Capital Expenditure Policy.

Mr. Southers stated the policy covers both internal and external expenditures.

Ms. Gorton asked why #4 on page 60 of the packet stated that law would notify Council if the expenditure was appropriate. She asked why it did not say legal instead of appropriate.

Ms. George stated it was saying the same thing.

Ms. Gorton stated she would rather it said legal instead of appropriate.

Ms. Shafer asked why #3 on page 61 stated that funds may not be allocated to improve private property. She stated the action match grant can be used for neighborhood associations to plant trees. She stated that trees are often times a way to reforest urban areas which is an improvement on private property.

Ms. George stated it is the way the action match grant is set up. This is designed to be different. She stated she can look into it and give a better answer later.

Ms. Shafer stated she would like to have same kind of flexibility with the money to improve or enhance what is done through the action match grant. There are ways to improve private property through this way of helping non profit organizations.

Ms. George stated the policy drafted reflects motion that was made by Mr. Wigginton at the last meeting. She stated they can look into making it like the action match grant if council would like.

Mr. DeCamp was under the impression action match grant could not be used for private property. He does not know what Ms. Shafer means by using funds for private property.

Mr. Moloney asked if he wanted to do road repavement and put all his money in to the project to make sure it stays in the 11th district does he have to have the majority vote of council or can he move the money without approval since it says use for public service.

Ms. George stated that it would require a majority vote.

Mr. Moloney stated that as long as it goes back into the department and it is not going to affect any other Council Member then it should not require a majority vote.

Mr. Myers stated that #3 and #4 on page 60 could be removed because he is not sure it is appropriate for Law to say whether or not an expenditure is appropriate. However, they can advise rather it is legal or not.

Ms. George stated that #3 and #4 are in because that is the motion that Mr. Wigginton made.

A motion by Mr. Myers to amend the Council Capital Expenditure Policy to exclude #3 and #4 on page 2, seconded by Ms. Gorton.

Ms. George stated that the amendment would have to change both sections internal and external expenditures.

Mr. Brown asked what the legality would be of removing #3 and #4.

Mr. Holmes stated appropriate may not be specific enough for what law envisions doing. Law envisions telling Council rather it is legal or not. He stated if Council takes #3 and #4 out then law will never see the expenditure.

Mr. Myers stated he wants to follow the same process as NDF does so #3 would stay in and strike #4.

Mr. Holmes stated that Law needs to see the request to say rather it is legal or not.

Mr. Southers stated that Law gets a copy of the NDF expenditures and if there is a problem they notify him.

Mr. Myers asked if Council removed #4 and left #3 does that still get them to where they want to go?

Mr. Holmes suggested removing #4 and to change the wording on #3 to read "for legal review".

A motion by Mr. Myers to amend his motion to strike #4 and change the wording on #3 to read "for legal review", seconded by Ms. Shafer, passed without dissent.

Mr. Ellinger asked if the 30 day rule due to elections applied to Council Capital Expenditures as well.

Mr. Holmes stated that Mr. Wigginton had put the 30 day rule into committee. He stated the 30 day rule specifically mentioned NDF funds in the ethics act.

A motion by Mr. Myers to strike "If the expenditure is appropriate, the" from #5 on both the internal and external policy, seconded by Mr. Lane, passed without dissent.

Ms. Gorton stated #6 on page 62 referred to single Council Member so this would not allow a pass around.

Mr. Myers stated that if you read #3, #4, and #5 then this would hold up #5 until the legal review took place in #3. He asked if we strike #5 does that mean we can not do pass around?

Ms. George stated that if they take out the sentence "if expenditure is appropriate, the" from #5 that will allow a pass around while the review is taking place.

Mr. Holmes stated the changes need to be consistent with both internal and external capital expenditures.

Mr. Myers asked if #7 on page 62 covers a pass around so they can strike #5 completely.

Mr. Holmes stated the pass around is addressed in both #5 and #7 but it is not redundant.

Mr. Ellinger asked Mr. Southers to explain the process of NDF and the 30 day rule of a contested election.

Mr. Southers stated that 30 days prior to an election a Council Member can not spend NDF funds for a project.

Mr. Ellinger stated if the 30 day rule was added to the council capital expenditure policy then a project could not be put on within 30 days of the election.

A motion by Mr. Ellinger to bring the 30 day rule out of committee and address it now, seconded by Mr. Stinnett, passed without dissent.

Ms. Gorton informed Council that the issue was not in Intergovernmental Committee.

A motion by Mr. Ellinger to add 30 day rule to the Council Capital Expenditure Policy to have the same 30 day window as NDF funds, seconded by Mr. Moloney, motion tied. Aye: Cegelka, Ellinger, Gorton, Moloney, Scanlon, Shafer, and Stevens. Nay: Brown, DeCamp, Farmer, Lane, McChord, Myers, and Stinnett. The Mayor voted in favor of the motion, the motion passed.

Mr. Myers stated this is different than NDF. He asked if the Mayor has a moratorium on spending.

Mr. Holmes stated that the Mayor can not spend funds that are not budgeted by Council.

Mr. Myers asked if the Council Capital Expenditures are budgeted.

Mr. Holmes stated it is but categorized in a different category.

Ms. Gorton asked what point in the process would the 30 day rule kick in. She asked if they were permitted to do any budget amendments 30 day before the election.

Mr. Holmes stated there is no prohibition against Council spending any funds they have that have not been set up in a different category. He stated Council can take any action on any budgetary matter all the way up to the primary or general election. It is only in the category of NDF funds which is considered a more personal nature than a government wide expenditure. The project would not have to be started or completed by the time frame of 30 days. Council has had to take action at least 30 days prior to the election.

Ms. Gorton asked if that was the budget amendment.

Mr. Holmes stated the budget amendment or resolution would have to be passed and have 1st and 2nd reading before the 30 days.

Mr. Moloney stated any requests would have to have 1st and 2nd readings before the 30 days or be taken out.

Mr. Myers stated that 30 days should not be a part of it. He asked if the Law Department has a time line so 2nd reading will not be held up while waiting on the review.

Mr. Holmes stated that the Law Department is only doing a legal review.

Dr. Stevens stated between primary and end of June would be enough time to encumber the funds. The completion date can be carried over to the next fiscal year. He stated the funds are encumbered so can be re appropriated by Council after next fiscal year.

Mr. Stinnett asked if 30 day rule applies to uncontested primaries.

Ms. George stated she would have to review this and get back with Mr. Stinnett.

Ms. Gorton stated the 30 day rule is April 16th so 2nd reading of anything would have to be April 13th. 1st reading would have to be March 23rd.

Mr. DeCamp stated that once the money is encumbered it will not lapse at the end of the fiscal year.

Mr. Brown stated that the 30 day rule needs to be looked at as it applies to everything across the board.

Mr. Ellinger asked if it is a non contested primary can a Council Member still use NDF funds during the 30 days.

Mr. Southers stated it was his understanding that if you are unopposed in the primary then you can continue to spend NDF money.

Mr. Ellinger stated that his motion said capital funds would go same as NDF so if it is a non contested primary then capital expenditures would not be affected.

Mr. Southers stated that was correct if they made the two parallel.

Mr. DeCamp stated it is too late to have the 30 day rule apply to this year.

Mr. Farmer stated he agreed with Mr. DeCamp. He asked how many areas impacted by the 30 day rule.

Ms. George stated the 30 day rule is a Council rule. She stated the rule does not apply to the Mayor except for appearances on GTV3.

Mr. Ellinger asked if GTV3 appearance applied to all or just contested races.

Ms. George stated she did not have Council rules with her. She will review the rules and get back with Mr. Ellinger.

Mr. Scanlon stated that the 30 day rule gives the appearance of doing a good job. He stated it eliminates conflict of interest.

Mr. Scanlon asked the Mayor if she was willing to abide by the same rule.

Mayor stated she would if there was an action match fund.

Mr. Myers asked the Mayor if she would agree not to send out newsletters within the 30 days.

Mayor agreed not to send out newsletters within the 30 days.

A motion by Mr. Cegelka to remove reference to exhibit A from page 1 of the Council Capital Expenditure Policy, seconded by Ms. Shafer, passed without dissent.

VI. Continuing Business/ Presentations

A. Intergovernmental Committee Report

Ms. Gorton provided the report which was included in the packet.

B. Economic Contingency Account

Dr. Stevens and Mr. Deaton explained the Concept Review Paper that was included in the packet.

Dr. Stevens stated that if Council does not take action on this soon then it may be too late to implement for the 07 budget.

Dr. Stevens stated the review committee proposed putting 50,000 per month into the fund. He also stated they proposed putting triggers into place before funds could be removed.

Mr. Deaton stated the committee dealt with 4 major areas: 1) Revenue Stabilization Concept 2) Emergency Reserve Account Concept 3) Deposits to the Economic Contingency Account 4) Withdrawals from the Economic Contingency Account.

Mr. Lane asked for Mr. Deaton to touch on the triggers for withdrawals.

Mr. Deaton stated there are two triggers: 1) Declared Emergency – federal, state, and or local county wide only. 2) Revenue Stabilization Concept.

A motion by Dr. Stevens to place draft ordinance on docket for 1st reading Thursday March 23rd with it being effective beginning fiscal year 07, seconded by Mr. Ellinger, passed with one nay: Mr. Brown.

Mr. Scanlon stated that it is essential that we do something like this. He stated it give boundaries of putting money in and taking money out. It puts LFUCG in better position with bonding agencies. LFUCG has almost doubled the rainy day fund within the last 3 years.

Mr. Cegelka asked what the logic was behind the 4M floor.

Mr. Deaton stated it was a historical amount that was first put into place. He stated that bond agencies like having a floor in place.

Mr. Farmer asked Mr. Lane to go over the trigger one more time.

Mr. Lane stated there is a mathematical calculation that will run the numbers to see if we need to withdraw money to continue to run government. He felt the trigger did not cover every contingency that may come up.

Mr. Deaton stated it does not preclude any Mayor or Council Member from asking for a withdrawal. He stated the figures will be ran and brought back to Council for approval. He stated they tried to make it an objective calculation and not a subjective calculation.

Mr. Farmer asked if there were any triggers to stop the 50,000 going in every month. He asked if there is a time frame when we may stop putting the 50,000 in because we met the trigger mechanism.

Mr. Deaton stated it will be watched carefully. When it gets close to the maximum of 8M then he will come back to Council. He stated that if there is a scheduled withdrawal then the 50,000 will not be deposited. He stated the deposits are set up during the budget preparation.

Mr. Scanlon stated the 4M minimum is a great idea.

Mr. Holmes stated the ordinance needs to read that it becomes effective during the 07 budget.

C. Cost Center Update

Mr. Southers provided Council with a cost center analysis.

Ms. Gorton stated her concern regarding the overspending of cost centers. She thought there was to be a mechanism put into place so cost centers could not be overspent.

Mr. Southers stated that he watches over the cost centers. He stated there is a gap there because sometimes it takes a month to process expenses.

Ms. Gorton asked that a mechanism be instituted because of the gap so this could not happen again.

Ms. Counts stated the current system is not set up to prohibit overspending. The STARS program will have a program that will detect overspending.

Mr. Deaton stated that Council budget is looked at as a whole. He stated that STARS will be able to control better. STARS will be online July 1st.

Ms. Gorton asked what would happen if all Council Members spent their allotted cost center and some overspent.

Mr. Deaton stated the money would come from unappropriated fund balance. It impacts Council by reducing the ending fund balance available to reallocation.

Mr. Moloney would like to have a policy and procedure implemented for future Council.

Mr. Myers asked if budgeting only looks at council as a whole.

Mr. Deaton stated that Mr. Southers manages the cost centers.

Mr. Myers asked if Council Member overspends then does it come out of other Council Member cost centers.

Mr. Southers stated yes because budgeting looks at the Council office as a whole. He stated the cost centers are not overspent at this time.

Mr. Myers asked why Mr. Southers had not put controls in place so the overspending would not happen after being directed to by Council.

Mr. Southers stated that he monitors cost centers monthly and that there is always a month lag.

Mr. Myers asked how many years cost centers have been overspent.

Mr. Southers stated he knows of one year but will have to go back and look.

Mr. Myers asked how Council Members are informed each month of their cost centers.

Mr. Southers stated he gives each aide a cost center report for their Council Member.

A motion by Mr. Scanlon to direct administration to not pay any expenses on the cost center on behalf of any Council Member who does not have sufficient money in their cost center, seconded by Mr. Ellinger, passed without dissent.

Mr. Myers asked how Mr. Southers advised Council that he did not have a control in place.

Mr. Scanlon stated that Mr. Southers had advised him.

Mr. Southers stated he did not advise Council in a Committee of the Whole. He stated he has been giving the Vice Mayor updates.

Mr. Ellinger asked if there was anyway to have cost centers with one lump sum so we do not have to move money around.

Ms. Counts stated that budget money must be in detail lines.

Mr. Ellinger asked if the travel memos should not help with the overspending.

Mr. Southers stated he tries to look at cost centers when he receives a travel memo to assure there is money in the cost center. He stated if a cost center is getting low he will inform the Council Member.

Mr. Myers asked Mr. Southers to send Council a memo and advise them if a Council Member does not have the money in their cost center to travel.

Mr. Brown asked if any cost centers are overspent at this time.

Mr. Southers stated no.

Mr. Brown stated the concerns are from the past. He stated there are not any cost centers overspent.

A motion by Mr. Myers for Council Administrator to notify Council if a Council Member submits a travel request but does not have the money in their cost center to cover it, seconded by Mr. Moloney, passed without dissent.

VII. Council Report

Mr. Ellinger recognized Mr. Lawrence Williams to address Council.

Mr. Williams stated that his wife was killed on her way to church by someone who ran a red light at Tates Creek Rd and Alumni on December 18, 2005. He stated the accident should not have happened. He asked Council what they were going to do about this issue of red light running.

Mr. Ellinger stated the issue of red light running will be coming on Thursday night's Council docket for 2nd reading.

Mr. Moloney commended Public Works and Tony for their work with the Great American Clean Up.

Mr. Stinnett invited everyone out to help with reforest the Bluegrass at Mary Todd Park. He congratulated Dixie Elementary's Quick Recall Team for placing third out of 18 schools this past weekend in the Regional Governor's Cup competition.

Mr. Myers informed Council the he and Ms. Shafer chair the barking dog sub committee. Animal care control has requested along with the police the use of video cameras to help with documenting complaints of barking dogs. He stated this will help the courts in prosecuting these complaints. They are asking for 10 cameras at a cost of \$569.99 each.

Mr. McChord thanked Chuck Ellis, Tim Clark, and Parks and Recreation for their work at Shillito Park. He stated through creative partnership and capital funds they were able to do improvements at the park. He thanked PIO for hosting the Meadowthorpe Elementary class on Monday, March 20th. He congratulated Donna Martin, coach of the Dunbar High School cheerleaders, on being named Coach of the Year.

Dr. Stevens reminded Council and public of the Town and Gown meeting scheduled for Wednesday, March 22nd at Maxwell Presbyterian Church. He stated that corridors committee met today. They discussed working on developing a plan for US60 to Winchester. They also discussed the litter summit and their plans to organize a group of citizens to come up with a plan for Lexington.

Mr. Scanlon passed the Chair to Dr. Stevens.

Mr. Scanlon addressed the letter received from an attorney on behalf of a council employee. He stated he felt the intent of this letter was to intimidate Council into making staff civil service. He noted the letter talks about 8 deviations from LFUCG rules and policies.

A motion by Mr. Scanlon for internal audit to investigate the 8 deviations listed in the letter from the attorney, seconded by Ms. Shafer, passed with 2 dissents. Nay: Myers and Stinnett.

Dr. Stevens passed the Chair back to Mr. Scanlon.

A motion by Mr. Farmer to approve the NDF request, seconded by Ms. Shafer, passed with dissent.

Mr. Farmer stated that the Planning Committee had received requests for qualifications that have been proposed by Downtown Development Authority to do with the transit center and the air right development over the transit center. He stated there is a change to add another Council Member and a female to the selection committee for reviewing RFQ's.

A motion by Mr. Farmer to place on the docket Thursday night for approval of the RFQ as brought to Council by Downtown Development Authority on behalf of planning, seconded by Ms. Shafer, passed without dissent.

Mr. Farmer asked Mr. Grunwald what Council could do to help move along the Newtown Extension process.

Commissioner Whitehead stated that Mr. Grunwald has done a great job. He stated the Environmental Impact statement began in 2001. The draft of the statement was just completed. He stated they are right on track to have this completed by 2012.

Mr. Grunwald stated the project is not behind. He stated the draft of the Environmental Impact statement was approved on November 18, 2005.

A motion by Mr. Farmer to place the Environmental Impact study/Newtown Pike Extension process and outcome into planning committee for ongoing reviews, seconded by Ms. Gorton, passed without dissent.

Ms. Shafer complimented the administration on the nice job they did with the Fun Guide.

Mr. Lane thanked Dr. Stevens, Jim Deaton, Donna Counts, Lois Vogel, and Jerry Southers for their work on the rainy day fund. He stated the Parking Authority Board should have experienced individuals on the board.

A motion by Mr. Lane for the Mayor's office to resubmit the nominations for the Parking Authority Board with biographical data for each individual nomination, seconded by Mr. Farmer, passed without dissent.

A motion by Mr. Lane for the Mayor's office to submit biographical information on all nominations for any board, seconded by Mr. Farmer, passed without dissent.

Mr. DeCamp stated this Fun Guide was the best he has ever seen. He reminded the 3rd district constituents that time is running out for requests of Capital Funds.

Ms. Gorton passed out a memo regarding the Social Service and Finance link meetings. She thanked the constituents in the 4th district for their good Capital Fund requests. She thanked Mr. Lawrence for his courage to come to Council and discuss his wife's accident. She also stated that it was concerning to her that we were discussing cameras for barking dogs but not for red light running.

A motion by Mr. Myers to reschedule the Committee of the Whole meeting to April 11th at 5:00 pm, seconded by Ms. Gorton, passed without dissent.

Mr. Brown informed Council and the public that there is a 1st and 2nd district neighborhood meeting tonight at Green Acres shelter. The County Clerk's office will be there with the new voting machines. They will also discuss the neighborhood bond program. He informed the public of a Lyric Theater meeting scheduled for Monday, March 27th. He stated the neighborhood bond fund committee will meet Tuesday, March 28th to discuss Douglas Park Master Plan and Cove Haven cemetery.

A motion by Mr. Moloney to place the discussion of red light issue into services committee, seconded by Mr. Stinnett, passed without dissent.

VIII. Mayor's Report

A motion by Ms. Gorton to accept the Mayor's report with the exception of the Parking Authority Board, seconded by Mr. Stinnett, passed without dissent.

IX. Public Comment – Issues Not on Agenda

Robert Dalton stated that Council Aides should not be allowed to campaign for candidates during off hours because it gives the appearance that the city is supportive of that candidate. He also stated that he is the Acting Chair and Interim

Vice Chair of the Masterson Station Park Advisory Board and they have not had a meeting in over six months.

This meeting was adjourned at 6:25 pm.

BUDGET AMENDMENT REQUEST LIST

25

BA #	4305	DIVISION	Engineering	Fund Name	Municipal Aid Program
				Fund Impact	200,000.00
					200,000.00CR
					.00 *

To recognize revenue received from the state as reimbursement for concrete intersection improvements at the Man O' War/Nicholasville intersection and to transfer reimbursement back into MAP capital road improvements account.

BA #	4306	DIVISION	Community Development	Fund Name	Fiber Optic Cable – FY 2005
				Fund Impact	72,610.00
					72,610.00CR
					.00 *

To amend grant budget for Fiber Optic Cable Installation Project – FY 2005 to provide for professional services by decreasing funds for cabling.

BA #	4307	DIVISION	Community Development	Fund Name	Fiber Optic Cable – FY 2003
				Fund Impact	59,130.00
					59,130.00CR
					.00 *

To amend budget for Fiber Optic Cable Installation – FY 2003 to provide for professional services by decreasing funds for repairs and maintenance and streets/road video equipment.

BA #	4308	DIVISION	Traffic Engineering	Fund Name	General Fund
				Fund Impact	30,370.00
					30,370.00CR
					.00 *

To provide funds for striping Man O' War Boulevard and for installing raised pavement markers by decreasing funds for professional agency.

BA #	4309	DIVISION	Community Development	Fund Name	General Fund
				Fund Impact	3,090.00
					3,090.00CR
					.00 *

To budget additional funds for Neighborhood Action Match Grant Round 32 by recognizing a recovery from closed out project from previous years.

BA #	4310	DIVISION	Sanitary Sewers	Fund Name	Sanitary Sewers
				Fund Impact	1,000.00
					1,000.00CR
					.00 *

To provide funds for overtime for training and special projects by decreasing funds for minor equipment.

BA #	4322	DIVISION	Sanitary Sewers	Fund Name	General Fund
				Fund Impact	6,000.00
					6,000.00CR
					.00 *

To provide funds for fencing by decreasing funds for pump stations.

BA #	4323	DIVISION	Community Development	Fund Name	Bioterrorism – FY 2006
				Fund Impact	3,555.00
					3,555.00CR
					.00 *

To amend grant budget for Bioterrorism Project – FY 2006 to provide for food and household items, local travel and salary expenditures.

BA #	4332	DIVISION	Community Corrections	Fund Name	General Fund
				Fund Impact	64,772.00
					64,772.00CR
					.00 *

To recognize funds from prior year recovery and from medical reimbursement to pay aggregate cap for medical contract/jail health.

BA #	4338	DIVISION	Parks and Recreation	Fund Name	Extended School Program
				Fund Impact	4,000.00
					4,000.00 *

To provide funds for cellphones by decreasing fund balance. Fund balance in this fund is dedicated to Extended School Program purposes from collections from ESP enrollment.

BA #	4340	DIVISION	Human Resources	Fund Name	General Fund
				Fund Impact	1,110.00
					1,110.00CR
					.00 *

To provide funds for a projector for training and development by decreasing funds for minor equipment.

BA #	4341	DIVISION	Public Works	Fund Name	General Fund
				Fund Impact	1,300.00
					1,300.00CR
					.00 *

To provide funds for food and household items by recognizing contributions.

BA #	4349	DIVISION	Family Care Center	Fund Name	General Fund
				Fund Impact	6,000.00
					6,000.00CR
					.00 *

To provide funds for passenger van in the proper capital account. This van is to be paid by revenues generated specifically for this purpose and was erroneously budgeted in the wrong account.

BA #	4350	DIVISION	Family Care Center	Fund Name	General Fund
				Fund Impact	2,600.00
					2,600.00CR
					.00 *

To provide funds to replace ice maker by decreasing funds for repairs and maintenance and telephones (capital).

BA #	4351	DIVISION	Community Development	Fund Name	FHWA Planning
				Fund Impact	10,000.00
					10,000.00CR
					.00 *

To budget other income from Jessamine County Fiscal Court for support of the Metropolitan Planning Organization's FHWA Planning Project.

BA #	4352	DIVISION	Family Care Center	Fund Name	Health Care Fund
				Fund Impact	5,000.00
					5,000.00CR
					.00 *

To provide funds to purchase a vital signs monitor with stand, a defibrillator, and a spirometer for Heath Clinic by decreasing funds for operating supplies.

BA #	4353	DIVISION	Parks and Recreation	Fund Name	General Fund
				Fund Impact	500.00
					500.00CR
					.00 *

To recognize a donation from the Lexington Area Sports Authority. This donation will be used for t-shirt expenses incurred from the Bluegrass Invitational Basketball Tournament.

BA #	4354	DIVISION	Community Development	Fund Name	General Fund
				Fund Impact	4,330.00
					4,330.00CR
					.00 *

To transfer funds as additional local match to Town Branch Trail Phase II by decreasing funds for rent/lease.

BA #	4355	DIVISION	Community Development	Fund Name	Town Branch Trail
				Fund Impact	4,330.00
					4,330.00CR
					.00 *

To provide additional local match for Town Branch Trail Phase II by recognizing a transfer of grant match from the General Fund.

BA #	4356	DIVISION	Traffic Engineering	Fund Name	2005 Bonds
				Fund Impact	265,000.00
					265,000.00CR
					.00 *

To provide funds for downtown crosswalks and downtown neighborhood bike lanes by decreasing funds for this purpose in capital accounts. This is part of the Neighborhood Bond Projects.

BUDGET AMENDMENT REQUEST SUMMARY

FUND	111	GENERAL SERVICES DISTRICT - GENERAL FUND	.00
FUND	112	FAMILY CARE CENTER HEALTH SERVICES FUND	.00
FUND	215	MUNICIPAL AID PROGRAM FUND	.00
FUND	245	SANITARY SEWER REVENUE AND OPERATING FUND	.00
FUND	270	EXTENDED SCHOOL PROGRAM	4,000.00
FUND	675	2005 BONDS	.00
FUND	749	FIBER OPTIC CABLE INSTALLMENT – FY 2005	.00
FUND	786	FHWA PLANNING – FY 2006	.00
FUND	813	BIO TERRORISM – FY 2006	.00
FUND	868	FIBER OPTIC CABLE INSTALL – FY 2004	.00
FUND	872	TOWN BRANCH TRAIL NORTH – FY 2003	.00
			4,000.00 *

NEW BUSINESS ITEMS REQUIRING BUDGET AMENDMENTS

29

If the item listed below is on the Agenda, approval of the listed Item includes approval of the attached Budget Amendment. These Budget Amendments are not voted upon as part of section IV on the Agenda and are for information only.

NEW BUSINESS ITEM	B102	DIVISION	DESCRIPTION OF REQUEST
158-06	4313	Youth Services	To recognize donated funds from Barkham, Inc. to the Gainesway Community Empowerment Center to purchase drums and fund sports activities (karate, basketball, tennis, and soccer clinics).
A			111 4,750CR 111 4,750 0*
159-06	4314	Community Development	To establish grant budget for CSEPP – FY 2006.
B			722 182,382CR 722 182,382 0*
159-06	4315	Community Development	To establish personnel recovery for CSEPP – FY 2006.
B			111 22,780CR 22,780CR*
168-06	4316	Community Development	To establish grant budget for the Anti-Gang Initiative Project – FY 2007 for the U.S. Attorney's Office – Eastern District.
C			831 153,583CR 831 153,583 0*
176-06	4343	Community Development	To establish grant budget for Urban Forestry – FY 2007.
D			744 40,520CR 744 40,520 0*
171-06	4317	Community Development	To establish grant budget for Mobility Office Programs – FY 2007.
E			711 120,000CR 711 120,000 0*

NEW BUSINESS ITEM	B102	DIVISION	DESCRIPTION OF REQUEST	
171-06 E	4318	Community Development	To establish grant budget for FHWA Planning – FY 2007.	
			742	363,712CR
			742	363,712
				0*
171-06 E	4319	Community Development	To establish grant budget for FTA 5303 Transit Planning – FY 2007.	
			739	50,000CR
			739	50,000
				0*
171-06 E	4320	Community Development	To establish grant budget for Air Quality Planning – FY 2007.	
			767	60,000CR
			767	60,000
				0*
183-06 F	4344	Community Development	To establish grant budget for Emergency Management – FY 2006.	
			720	109,093CR
			720	109,093
				0*
183-06 F	4345	Community Development	To reduce recovery and match for Emergency Management Agency Grant – FY 2006.	
			111	20,210CR
			111	23,330
				3,120*
184-06 G	4346	Community Development	To establish grant budget for Community Development Block Grant Program – FY 2007.	
			907	2,378,374CR
			907	2,378,374
				0*
184-06 G	4347	Community Development	To establish grant budget for Home Investment Partnerships Program – FY 2007.	
			866	2,036,190CR
			866	2,036,190
				0*
184-06 G	4348	Community Development	To establish grant budget for Emergency Shelter Grant Program – FY 2007.	
			876	182,680CR
			876	182,680
				0*

155-06	4321	Traffic Engineering	To provide funds for one new position of Traffic Signal Technician Master (grade 114N) by deleting funds for one position of Traffic Signal Technician Senior (grade 112N) and by reducing funds for a sign maintenance contract.						
Z			<table border="0"> <tr> <td>111</td> <td>1,260CR</td> </tr> <tr> <td>111</td> <td>1,260</td> </tr> <tr> <td></td> <td>0*</td> </tr> </table>	111	1,260CR	111	1,260		0*
111	1,260CR								
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	0*								

EFFECT ON FUND BALANCES

FUND 111	19,660*	INCREASE TO:	GENERAL SERVICES DISTRICT - GENERAL FUND
FUND 711	0*	NO EFFECT ON:	MOBILITY OFFICE PROGRAMS – FY 2007
FUND 720	0*	NO EFFECT ON:	EMERGENCY MANAGEMENT – FY 2006
FUND 722	0*	NO EFFECT ON:	CSEPP – FY 2006
FUND 739	0*	NO EFFECT ON:	FTA 5303 TRANSIT PLANNING – FY 2007
FUND 742	0*	NO EFFECT ON:	FHWA PLANNING – FY 2007
FUND 744	0*	NO EFFECT ON:	URBAN FORESTRY – FY 2007
FUND 767	0*	NO EFFECT ON:	AIR QUALITY PLANNING – FY 2007
FUND 831	0*	NO EFFECT ON:	ANTI-GANG INITIATIVE PROJECT– FY 2007
FUND 866	0*	NO EFFECT ON:	HOME INVESTMENT PARTNERSHIPS – FY 2007
FUND 876	0*	NO EFFECT ON:	EMERGENCY SHELTER GRANTS – FY 2007
FUND 907	0*	NO EFFECT ON:	COMMUNITY DEVELOPMENT BLOCK GRANT – FY 2007

Budget Information For New Business Items
April 11, 2006 Work Session

Item	Number	Amount	Fund	Name / Description
A	158-06	4,750	111	General Fund Budget Amendment
B	159-06	182,382	722	CSEPP – FY 2006 Budget Amendment
C	168-06	153,583	831	Anti Gang Initiative – FY 2007 Budget Amendment
D	176-06	40,520	744	Urban Forestry – FY 2007 Budget Amendment
E	171-06	120,000 363,712 50,000 60,000	711 742 739 767	Mobility Office – FY 2007 FHWA Planning – FY 2007 FTA 5303 Transit Planning – FY 2007 Air Quality Planning – FY 2007 Budget Amendments
F	183-06	109,093 54,550	720 111	Emergency Management – FY 2006 General Fund Budget Amendments
G	184-06	2,378,374 2,036,190 182,680	907 866 876	CDBG – FY 2007 Home Investment Partnerships – FY 2007 Emergency Shelter – FY 2007 Budget Amendments
H	160-06	700	843	Loudon Avenue Improvements – FY 2006
I	165-06	9,725	248	Sanitary Sewer Construction Fund
J	180-06	NA		
K	172-06	NA		
L	161-06	NA		
M	162-06	NA		
N	163-06	114,000	248	Sanitary Sewer Construction Fund
O	181-06	92,213	882	I-75 Noise Abatement Project
P	182-06	6,000	882	I-75 Noise Abatement Project
Q	167-06	169,986	250	Landfill Fund
R	177-06	12,095	111	General Fund
S	178-06	5,000	111	General Fund

Budget Information For New Business Items
April 11, 2006 Work Session

T	179-06	4,442	111	General Fund
U	175-06	NA		
V	173-06	6,252	111	General Fund
W	166-06	(7,500)		
X	170-06	NA		
Y	169-06	825	703	WIA – FY 2006
Z	155-06	1,260	111	General Fund
				Budget Amendment



Office of George G. Myers, MSW
8th District Councilman

34

MEMORANDUM

TO: Jerry Southers,
Council Administrator

FROM: George Myers
George Myers

DATE: April 6, 2006

RE: CAPTIAL PROJECT FUND- BUDGET AMENDMENT

Pursuant to Section 3.103 of the Rules of the Urban County Council, please include this item in the April 11, 2006 work session packet, for the Council's consideration.

I am requesting the Council's approval of an ordinance amending the FY 2006 budget to transfer \$15,000 from the General Fund Balance to the Division of Police.

The funds will be used by the Division to purchase computers and sports equipment which are necessary to support the transition of the Police Activities League as it moves out of the Bluegrass-Aspendale area. The move has become necessary as a result of the Bluegrass-Aspendale Hope VI Project.

Please let me know if you have any questions.

HORSE CAPITAL OF THE WORLD

200 East Main Street • Lexington, KY 40507 • (859) 258-3200 • FAX (859) 258-3838 • georgem2@lfucg.com



158-06

Mayor Teresa Ann Isaac

LEXINGTON - FAYETTE URBAN COUNTY GOVERNMENT

Division of Youth Services

MEMORANDUM

TO: Mayor Teresa Ann Isaac
Milton Dohoney, CAO
Urban County Council

THRU: Alayne L. White 3/23/06
Alayne White, Commissioner
Department of Social Services

FROM: William Kendrick 03/21/06
William Kendrick, Director
Division of Youth Services

DATE: March 21, 2006

RE: Blue Sheet – Donation from Barkham, Inc.

This memorandum requests authorization for the Gainesway Community Empowerment Center to accept a donation of \$4,750 from Barkham, Inc. to purchase drums and fund sports activities (Karate, Basketball, Tennis, and Soccer Clinics).

Thank you for your assistance with this matter.

“Mission First – People Always”

cc: File

HORSE CAPITAL OF THE WORLD



159-06

Mayor Teresa Ann Isaac

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Community Development

**TO: TERESA ANN ISAAC, MAYOR
URBAN COUNTY COUNCIL
MILTON DOHONEY, CHIEF ADMINISTRATIVE OFFICER**

**FROM: PAULA KING, DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT**

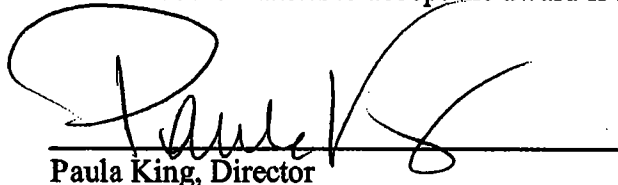
DATE: MARCH 23, 2006

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO ACCEPT AWARD
FROM THE KENTUCKY DEPARTMENT OF MILITARY
AFFAIRS, DIVISION OF EMERGENCY MANAGEMENT FOR
FEDERAL FUNDS UNDER THE CHEMICAL STOCKPILE
EMERGENCY PREPAREDNESS PROGRAM (CSEPP)—FY 2005**

The Kentucky Department of Military Affairs, Division of Emergency Management has offered the LFUCG an award of \$182,382 for the continuation of the Chemical Stockpile Emergency Preparedness Program (CSEPP) for Fiscal Year 2006. These funds will be used to support administration of the local program, maintain alert and notification system, communications, public education, purchase of supplies, for purchase of decontamination equipment, and for equipment, design and supplies for a central and coordinated location for an Emergency Operations Center. No matching funds are required.

The source of federal funds is the Department of Homeland Security/Federal Emergency Management Agency. CSEPP funds are used to support emergency preparedness activities in a nine county area that surrounds the Blue Grass Army Depot in Richmond, the site of a stockpile of chemical weapons.

Council authorization to accept the award is hereby requested.



Paula King, Director

Xc: Rebecca Langston, Commissioner of the Department of Public Safety

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168-06

Mayor Teresa Ann Isaac

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Community Development

**TO: TERESA ANN ISAAC, MAYOR
URBAN COUNTY COUNCIL
MILTON DOHONEY, CHIEF ADMINISTRATIVE OFFICER**

**FROM: PAULA KING, DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT**

DATE: MARCH 28, 2006

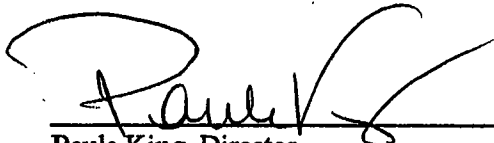
**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO SUBMIT APPLICATION AND
ACCEPT AWARD ON BEHALF OF THE U.S. ATTORNEY'S OFFICE —EASTERN
DISTRICT OF KENTUCKY FOR A 2006 ANTI GANG INITIATIVE PROJECT—FY
2007**

The U.S. Attorney's Office—Eastern District of Kentucky has been selected to receive federal funds from the U.S. Department of Justice under the Anti-Gang Initiative as a part of the Project Safe Neighborhoods Grant Program. The purpose of this project is to support new and expanded anti-gang prevention and enforcement efforts under the Project Safe Neighborhoods (PSN) initiative. These new funds will allow local PSN task forces to combat gangs by building on the effective strategies and partnerships developed under PSN. The Project Safe Neighborhood program brings together federal, state and local law enforcement and communities in a unified effort to reduce gun crime across America. Each U.S. Attorney's office has created partnerships and a strategy to prevent gun crime and to enforce the law against armed criminals.

The amount of federal funds expected is \$153,583. The Lexington Fayette Urban County Government will serve in the capacity of fiscal agent. No matching funds are required.

The local Project Safe Neighborhoods advisory committee has prepared an application that will focus resources in the 67 counties served by the U.S. Attorney's Office—Eastern District, specifically in communities where evidence of organized gang activity has been identified and in other communities threatened by gang activity. Funds will be used for equipment for law enforcement, overtime for police officers in local and state law enforcement agencies, media activities, contractual services, and professional development for law enforcement officers

Council authorization to submit the application and accept the award on behalf of the U.S. Attorney, Eastern District of Kentucky is hereby requested.



Paula King, Director

Xc: Rebecca Langston, Commissioner of the Department of Public Safety

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176-06

Mayor Teresa Ann Isaac

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Community Development

**TO: TERESA ANN ISAAC, MAYOR
URBAN COUNTY COUNCIL
MILTON DOHONEY, CHIEF ADMINISTRATIVE OFFICER**

**FROM: PAULA KING, DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT**

DATE: MARCH 31, 2006

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO SUBMIT
APPLICATION, AND ACCEPT AWARD IF OFFERED, TO THE
KENTUCKY DIVISION OF FORESTRY REQUESTING FEDERAL
FUNDS FOR THE 2007 URBAN FORESTRY PROJECT**

An application has been prepared by the Division of Planning requesting federal funds from the Kentucky Division of Forestry for the FY 2007 Urban Forestry Project. This project will provide for the continued employment of an Arborist Technician in the Division of Streets, Roads, and Urban Forestry.

The total amount requested is \$10,000. The source of federal funds is the U.S. Department of Agriculture. A 50% match (\$10,000) is required. In order to provide for the full employment of this staff person, a match in the amount of \$30,520 has been requested as grant match in the 2007 general fund budget.

Council authorization to submit the application, and accept the award if offered, is hereby requested on the condition that funds are available in the FY 2007 budget.



Paula King, Director

Xc: Jay Whitehead, Commissioner of the Department of Public Works

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171-06

Mayor Teresa Ann Isaac

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Community Development

**TO: TERESA ANN ISAAC, MAYOR
URBAN COUNTY COUNCIL
MILTON DOHONEY, CHIEF ADMINISTRATIVE OFFICER**

**FROM: PAULA KING, DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT**

DATE: MARCH 28, 2006

**SUBJECT: AUTHORIZATION TO ACCEPT AWARDS, IF OFFERED, FOR FY 2007
TRANSPORTATION PLANNING ACTIVITIES**

The Transportation Planning Section of the Division of Planning has prepared a work program for Fiscal Year 2007 that includes funding from the following federal programs that finance the Unified Work Program.

<u>Federal Program</u>	<u>Federal Amount</u>	<u>State Match</u>	<u>Local Match</u>	<u>Total</u>
FHWA Planning	290,967	18,185 (5%)	54,560 (15%)	363,712
Federal Transit Administration Section 5303	40,000		10,000 (20%)	50,000
Mobility Office (SLX)	96,000		24,000* (20%)	120,000
Air Quality Planning (SLX)	48,000		12,000 (20%)	60,000
TOTALS	474,967	18,185	100,560	593,712

*source of matching funds is the documentation of Public Service Announcements

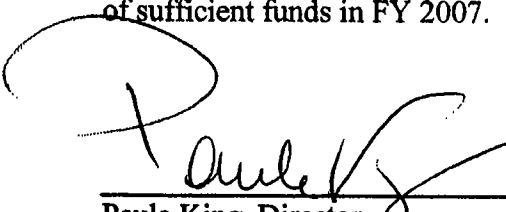
Among the activities covered by the Unified Work Program are congestion management, planning and updating the long-range transportation plan, air quality planning, traffic impact analysis, and updating the transit development plan. The Mobility Office program maintains responsibility for the promotion of car/van pooling and other activities that are designed to conserve energy, relieve highway congestion, reduce parking demand, and improve air quality.

These combined funding sources support the personnel costs of seven transportation planning positions in the Division of Planning. Operating costs such as office supplies, printing, maintenance, equipment and professional development are also included. The Kentucky Transportation Cabinet provides a 5% match on the FHWA Planning grant, for which the LFUCG provides a match of 15%. All other programs require a match of 20%.



Mayor, Council, CAO
March 28, 2006
Bluesheet Memo/2007 Transportation Planning Activities

Council authorization to accept the awards, if offered, is hereby requested, subject to the availability of sufficient funds in FY 2007.



Paula King, Director

Xc: Chris King, Director of Planning



183-06

Mayor Teresa Ann Isaac

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Community Development

**TO: TERESA ANN ISAAC, MAYOR
URBAN COUNTY COUNCIL
MILTON DOHONEY, CHIEF ADMINISTRATIVE OFFICER**

**FROM: PAULA KING, DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT**

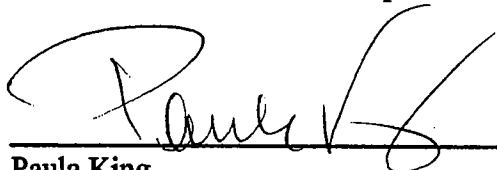
DATE: APRIL 4, 2006

**SUBJECT: AUTHORIZATION TO ACCEPT AWARD FROM KENTUCKY
DEPARTMENT OF MILITARY AFFAIRS, DIVISION OF EMERGENCY
MANAGEMENT FOR FY 2006 EMERGENCY MANAGEMENT
ASSISTANCE PROJECT**

The Kentucky Department of Military Affairs/Division of Emergency Management has offered the Lexington-Fayette Urban County Government federal funds in the amount of \$54,543 for the support of emergency preparedness activities in Fayette County. Funds are used to offset personnel and operating costs in the Division of Environmental and Emergency Management. The source of federal funds is the Federal Emergency Management Agency.

A local match of \$54,550 (50%) is required. This match is partially budgeted in the FY 2006 general fund budget for Division of Environmental and Emergency Management.

Council authorization to accept the award is hereby requested.



Paula King
Director

Xc: Rebecca Langston, Commissioner of the Department of Public Safety

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184-06 42

Mayor Teresa Ann Isaac

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Community Development

**TO: TERESA ANN ISAAC, MAYOR
URBAN COUNTY COUNCIL
MILTON DOHONEY, CHIEF ADMINISTRATIVE OFFICER**

**FROM: PAULA KING, DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT**

DATE: APRIL 4, 2006

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO SUBMIT 2006
CONSOLIDATED PLAN, ACCEPT AWARDS FOR COMMUNITY
DEVELOPMENT BLOCK GRANT FUNDS, HOME FUNDS,
EMERGENCY SHELTER GRANT FUNDS, AND AMERICAN
DREAM DOWNPAYMENT INITIATIVE FUNDS FROM THE U.S.
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR
FY 2007, AND TO AUTHORIZE EXECUTION OF AGREEMENTS
FOR APPROVED PLAN**

The U.S. Department of Housing and Urban Development (HUD) requires a consolidated application submission for jurisdictions receiving funds through HUD's Planning and Community Development programs. The purpose of the Consolidated Plan is to serve as the planning document for the Lexington-Fayette Urban County Government's participation in these programs. The overall goal of the programs is to develop viable urban communities by providing decent housing and a suitable living environment and expanding economic opportunities for low and moderate income persons. The proposed 2006 Consolidated Plan includes a one-year action plan providing for the expenditure of Community Development Block Grant (CDBG) funds, HOME Investment Partnerships funds, American Dream Downpayment Initiative (ADDI) funds, and Emergency Shelter Grant (ESG) funds for Fiscal Year 2007 (the period of July 1, 2006 through June 30, 2007) to address some of the identified problems.

Federal regulations require that an active citizens' participation process be used to identify needs and to recommend the allocation of these federal resources. The Commission on Housing and Support Services provides the leadership role in formulating the plan and the recommendations for project approval. This commission is made up of citizens who are representative of neighborhoods, churches, businesses, banking, and social service agencies in the community. Two required public hearings have been conducted for the purpose of soliciting citizen comment on the housing and non-housing needs of the low-income population and on the budgeting of these federal funds to address identified needs. Applications for ESG, HOME, and CDBG funds were accepted through a uniform application process. Application solicitation was available through the LFUCG web page for the convenience of individuals and agencies having an interest in Consolidated Plan funding.

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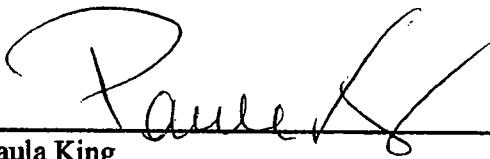


The applications received were reviewed by the Housing and Support Services Commission. The proposed plan has been made available for public comment as provided by the approved Citizens Participation Plan and in addition, the plan was available on the LFUCG web page. Copies of the plan were provided to all members of the Urban County Council on March 3, 2006. The plan was presented to the Urban County Council in work session on March 7, 2006. The Council agreed to support the funding recommendations of the two subcommittees of the Commission on Housing and Support Services. The 30-day comment period expired on April 3, 2006. No written comments on the draft plan have been received.

The Action Plan describes how funds available through the four program areas will be allocated and spent. The CDBG program has \$2,128,374 in federal funds with \$250,000 in program income anticipated in fiscal year 2007 for a total of \$2,378,374; the HOME program has \$1,396,878 in federal funds, with a required local cash match of \$304,304 proposed from the general fund budget (\$166,190) and from the proceeds of a closed-out Urban Development Action Grant loan (\$138,114), and program income of \$300,000 for a total of \$2,001,182; the American Dream Downpayment Initiative has federal funds in the amount of \$35,008; and the Emergency Shelter Grants program has \$91,340 in federal funds, with a proposed FY 2007 general fund cash match of \$24,000, and an in-kind match of \$67,340.

These funds will be expended on public improvements, housing rehabilitation, public services, public facilities, first-time Homebuyer programs, development of rental units for low-income populations, homeless prevention activities, operational support for emergency and transitional housing, and planning and administration activities. A list of projects as recommended by the two subcommittees for the Community Development Block Grant program, the HOME program, the Emergency Shelter Grant program, and the American Dream Downpayment Initiative is attached.

Council authorization to submit the 2006 Consolidated Plan, with funding allocations as recommended by the two subcommittees of the Commission on Housing and Support Services, to accept the herein described federal funds, and to execute written agreements in accordance with the approved plan is hereby requested.



Paula King
Director

2006 Consolidated Plan
Community Development Block Grant Application
Services and Administration

ORGANIZATION	NAME OF PROJECT	DESCRIPTION OF PROJECT	SUBCOMMITTEE RECOMMENDATION
Volunteers of America of Kentucky, Inc	Family Housing Program	Intensive case management services and weekly housing counseling meetings to homeless and marginally housed. Case work with 32-42 homeless families per year. Counseling will be provided to approximately 1,000 individuals per year.	52,200
Lexington Fayette Urban County Division of Police	Police Activities League	A crime prevention program that relies on sports and educational activities, it forms positive relationships between police officers and the target population: low-income, single family residents from the Public Housing Projects.	23,800
Bluegrass Regional Mental Health – Mental Retardation Board	Safe Haven	Provide temporary shelter for homeless persons with severe mental illness through leasing 2 apartments. In-home work with the participants will increase their life skills, access needed resources and secure permanent housing. 7 households per year will be served.	31,600
Community Action Council for Lexington-Fayette, Bourbon, Harrison and Nicholas Counties, Inc.	Young Builders Program	A construction skills training program for 20 low-income young adults. Over the course, for one year, 5 homes will be constructed and 2 homes will be completed by the participants in two six-month cycles..	56,600
Hope Center, Inc.	Transitional Housing Program	To provide 15-20 homeless, seriously mentally ill men a safe, secure and stable living environment. Provide interim housing, help men become stabilized on their medication and work on their life skills.	52,200
Hope Center, Inc.	Recovery Program for Women	To provide 90 homeless substance abusing women with a long term recovery dynamics model.	43,500
Salvation Army	Emergency Homeless Shelter and Transitional Living Center	Provide emergency services to families and single women (up to 120 persons per day) at an emergency homeless shelter and transitional living center.	34,800
Bluegrass Domestic Violence Program, Inc. NEW APPLICANT/NEW PROJECT	Permanent Housing Support	Provide housing services to victims of domestic violence as they transition from shelter to permanent housing. Services include housing advocacy, case management, financial education and counseling, employment and education support. 50 individuals and families will be served.	31,700
Repairers of the Breach, Inc. NEW APPLICANT/NEW PROJECT	East Seventh Street Center	Expansion of youth services to 15 hours per week -providing meals, tutoring, and homework help. Expansion of adult services - providing meals, educational opportunities, technological resources and social service referrals Employment of an after-school counselor to expand employment training program.	28,200
Central Kentucky Radio Eye, Inc NEW APPLICANT/NOT NEW PROJECT	Access to Information: Special Radios for Blind and Disabled People	Purchase of 50 radios for installation in homes of low-income people who are blind, to receive a 24-hour radio service.	2,100
TOTAL ALLOCATION FOR SERVICES			\$356,700

184-06

2006 Consolidated Plan

Community Development Block Grant Application Services and Administration

ORGANIZATION	NAME OF PROJECT	DESCRIPTION OF PROJECT	SUBCOMMITTEE RECOM-MENDATION
Lexington-Fayette Urban County Human Rights Commission	Fair Housing and Education Outreach	Implement housing education and outreach efforts to analyze and eliminate housing discrimination and promote fair housing.	22,500
LFUCG Division of Community Development	Administration of Community Development Block Grant Program	Administration of Community Development Block Grant Program	160,000

TOTAL ALLOCATION FOR ADMINISTRATION

\$182,500

184-06 452

2006 Consolidated Plan

3

Community Development Block Grant Application Physical Improvements

ORGANIZATION	NAME OF PROJECT	DESCRIPTION OF PROJECT	SUBCOMMITTEE RECOMMENDATIONS
LFUCG	LFUCG Housing Rehabilitation Operations	Support costs of rehab (personnel costs, legal, appraisals, etc.)	330,000
LFUCG	LFUCG Housing Rehabilitation Program	Provide financial assistance to eligible households for correction of code violations either forgivable or low-interest loan	149,174 (See note on HOME application list)
Realtor Community Housing Foundation	Repair Affair/RAMPS/Emergency Repairs	Provide financial assistance to low-income elderly homeowners for exterior repairs and limited emergency repairs and to build ramps for mobility impaired persons who are either owner/renter.	40,000
LFUCG Division of Engineering	Highland Park Improvements Meadow Lane Improvements	Public Improvements	1,000,000
Bluegrass Domestic Violence Program, Inc.	Briar Hill Acquisition	Acquire improvements located on Briar Hill Road. Project serves as shelter of victims of domestic violence	300,000
Community Action Council	Weatherization Enhancement Program	Installation of high efficiency heat sources in low-income households that do not have a primary heat source. Will serve 10 homes	20,000
TOTAL HOUSING, PUBLIC IMPROVEMENTS, AND PUBLIC FACILITIES			\$1,839,174

184-04 46 3

**2006 Consolidated Plan
HOME Investment Partnerships Grant Program
Housing Projects**

ORGANIZATION	NAME OF PROJECT	DESCRIPTION OF PROJECT	SUBCOMMITTEE RECOM-MENDATION
LFUCG Division of Community Development	Administration of HOME funds	Administration of HOME funds	139,680
Faith Community Housing Foundation, Inc.	Scattered Lot Project No. 2	Administrative support for the organization's 40-unit scattered site housing project	25,000 from the LFUCG admin
Fayette County Local Development Corporation--CHDO	Administration of CHDO activities	Administrative Support	40,000
Faith Community Housing Foundation, Inc.	Scattered Lot Project No. 2	Gap financing for the construction of 36 single-family homes and 4 duplex units for rental housing, low-income with option to purchase at the end of 15 years.	Letter of commitment
Fayette County Local Development Corporation--CHDO	Development of rental units for low-income households	Four to Six Rental Units of two and three bedrooms	210,000
Community Reinvestment Alliance of Lexington, Inc.	Home Buyer's Helper Down Payment and Closing Cost Assistance Program	Provide assistance for qualified low-income families with down payment and/or closing costs	50,000
Community Ventures Corporation	CVC First-Time Homebuyer Program	Provide down payment and closing cost assistance for eligible low-income families and individuals for homeownership	200,000
REACH	REACH HOME & CHDO Program	Provide down payment and closing cost assistance for eligible low-income homebuyers for 13 eligible clients	300,000
Lexington Habitat for Humanity	Lexington Habitat Build 2007-2008	CHDO Program \$200,000 will assist 4 clients purchase newly constructed or rehabilitated by REACH.	180,000
LFUCG Housing Rehabilitation	Rehabilitation of single family housing units owned by low-income households	Rehab of single family housing units owned and occupied by low-income persons	678,473*
Gap Financing for Rental Housing Projects			238,037
TOTAL HOME AND ADDI ALLOCATIONS			\$2,036,190

* Bulk of Housing Rehab Program transferred from CDBG

184-06 47

**2006 Consolidated Plan
Emergency Shelter Grants Program
Projects**

ORGANIZATION	NAME OF PROJECT	DESCRIPTION OF PROJECT	SUBCOMMITTEE RECOMMENDATION
LFUCG Division of Adult Services	Homeless Prevention	Provide direct vendor payments for rent/mortgage and utilities on behalf of eligible persons to prevent homelessness	24,000
Salvation Army	Emergency Shelter	Operation of emergency shelter for single women and for families	12,620
Hope Center, Inc.	Emergency Shelter	Operation of emergency shelter for men	44,720
Domestic Violence Program, Inc.	Emergency Shelter	Operation of emergency shelter for women and children homeless as a result of domestic violence	10,000
TOTAL EMERGENCY SHELTER GRANTS			\$91,340

184-06



160-06

Mayor Teresa Ann Isaac

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Community Development

**TO: TERESA ANN ISAAC, MAYOR
URBAN COUNTY COUNCIL
MILTON DOHONEY, CHIEF ADMINISTRATIVE OFFICER**

**FROM: PAULA KING, DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT**

DATE: MARCH 24, 2006

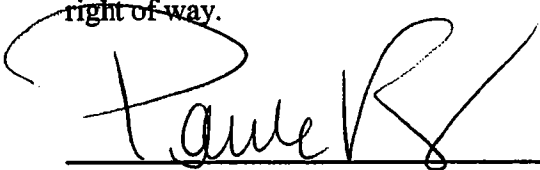
**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO PURCHASE
TEMPORARY CONSTRUCTION EASEMENT AND PERMANENT
RIGHT-OF-WAY AT 829 EAST LOUDON AVENUE FOR THE
LOUDON AVENUE IMPROVEMENTS PROJECT-2006**

The Lexington-Fayette Urban County Government has been awarded federal funds from the Kentucky Transportation Cabinet for the Loudon Avenue Improvements Project. The source of federal funds is SLX or Surface Transportation Lexington, authorized by the Transportation Equity Act for the 21st Century (TEA-21). The Urban County Council approved on July 8, 1999, (Ordinance No. 204-99) an agreement with the Kentucky Transportation Cabinet accepting federal funding from the Kentucky Transportation Cabinet for the design. Additional federal funds for design were accepted by the Urban County Council on January 23, 2002 (Ordinance No. 5-2002). Subsequent funding has now been made available for the purchase of right of way.

The Division of Engineering has negotiated a purchase of 547 square feet of temporary construction easement and 5.7 square feet of permanent right-of-way at 829 East Loudon Avenue from Steven Allan Arnett and Nancy Arnett in the amount of \$700.00.

Funds for purchase of easements are budgeted in account #843-490-321-910, line #3335.

Council authorization to accept deed of temporary construction easement and permanent right of way.



Paula King, Director

Xc: Jay Whitehead, Commissioner of the Department of Public Works

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165-06

Mayor Teresa Ann Isaac

LEXINGTON - FAYETTE URBAN COUNTY GOVERNMENT
Division of Engineering

MEMORANDUM

To: Mayor Teresa Ann Isaac
Urban County Council

From: Mary Bennett *MB*
Engineering Technician

Date: March 20, 2006

Re: Resolution Authorizing Acceptance of Deed
Project No. 348 – North Elkhorn Force Main

The purpose of this memorandum is to request a resolution authorizing the acceptance of a deed of permanent sanitary sewer easement and temporary construction easement for the North Elkhorn Force Main project. The deed will be from Felix and Geraldine Williams at a cost of \$9,725.00 for the acquisition of 1,698.8 square feet of permanent sanitary sewer easement and 2,570.1 square feet of temporary construction easement from the property located at 1621 Old Paris Road.

Funds for the payment are currently budgeted. Acceptance of the deed in payment of the consideration is recommended.

Approved by:

Marwan A. Rayan, P.E.
Urban County Engineer

Jay Whitehead, Commissioner
Department of Public Works

c: Charles Martin, P.E. Rodney Chervus P.E. Keith Horn Yvonne Stone File

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180-06

Mayor Teresa Ann Isaac

LEXINGTON - FAYETTE URBAN COUNTY GOVERNMENT
Division of Engineering

MEMORANDUM

To: Mayor Teresa Ann Isaac
Urban County Council

From: Mary Bennett
Engineering Technician

Date: March 29, 2006

Re: Resolution Authorizing Acceptance of Deed
Project No. 003 - West Hickman Shared Use Trail

The purpose of this memorandum is to request a resolution authorizing the acceptance of a deed of permanent bikeway, shared use trail and access easements and temporary construction easements for the West Hickman Shared Use Trail project. The deed will be from Pinnacle Development II, LLC at no cost for the acquisition of 72,125 square feet of permanent bikeway, shared use trail and access easements and 42,677 square feet of temporary construction easements from the property located at 4250 Clearwater Way.

Approved by:

Marwan A. Rayan, P.E.
Urban County Engineer

Jay Whitehead, Commissioner
Department of Public Works

c: D. Keith Lovan, P.E. Andrea Weddle Yvonne Stone File

06.P003.406.blue4250clearwater

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172-06

Mayor Teresa Ann Isaac

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Division of Planning

MEMORANDUM

TO: Milton Dohoney, Chief Administrative Officer

FROM: Cynthia Deitz, Greenspace Planner

DATE: October 11, 2005

RE: Blue Sheet Request to Accept Dedication of Greenway Property

The attached Blue Sheet is a request for L.F.U.C.G. acceptance of a parcel of land in the Masterson Station subdivision. The 0.088 acres will provide pedestrian access from the neighborhood to Masterson Station Park.

The request for acceptance is for the pedestrian access parcel at 2866 Majestic View Walk, Master Station Unit 11-H, Lot 6A, as identified on the Final Record Plat found in cabinet M 370.

Maintenance of the pedestrian access will be through the Division of Parks.

Please call me with any questions at 258-3267 or email at cdeitz@lfucg.com.

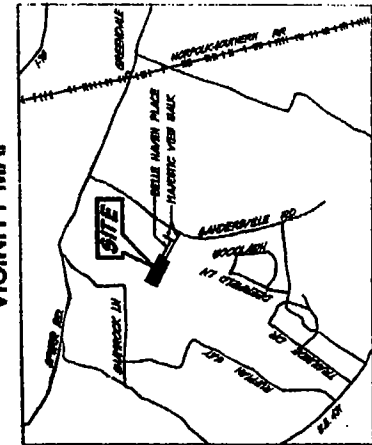
Thank you,


Cynthia Deitz
Greenspace Planner

cc: Chris King, Director of Planning
Henry Jackson, Section Manager, Current Planning
Bill Carman, Deputy Director of Parks and Recreation
Kathleen DeBoer, Commissioner of General Services

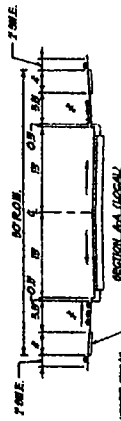
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James Earl Ray

C. Partners, P.C.

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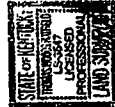
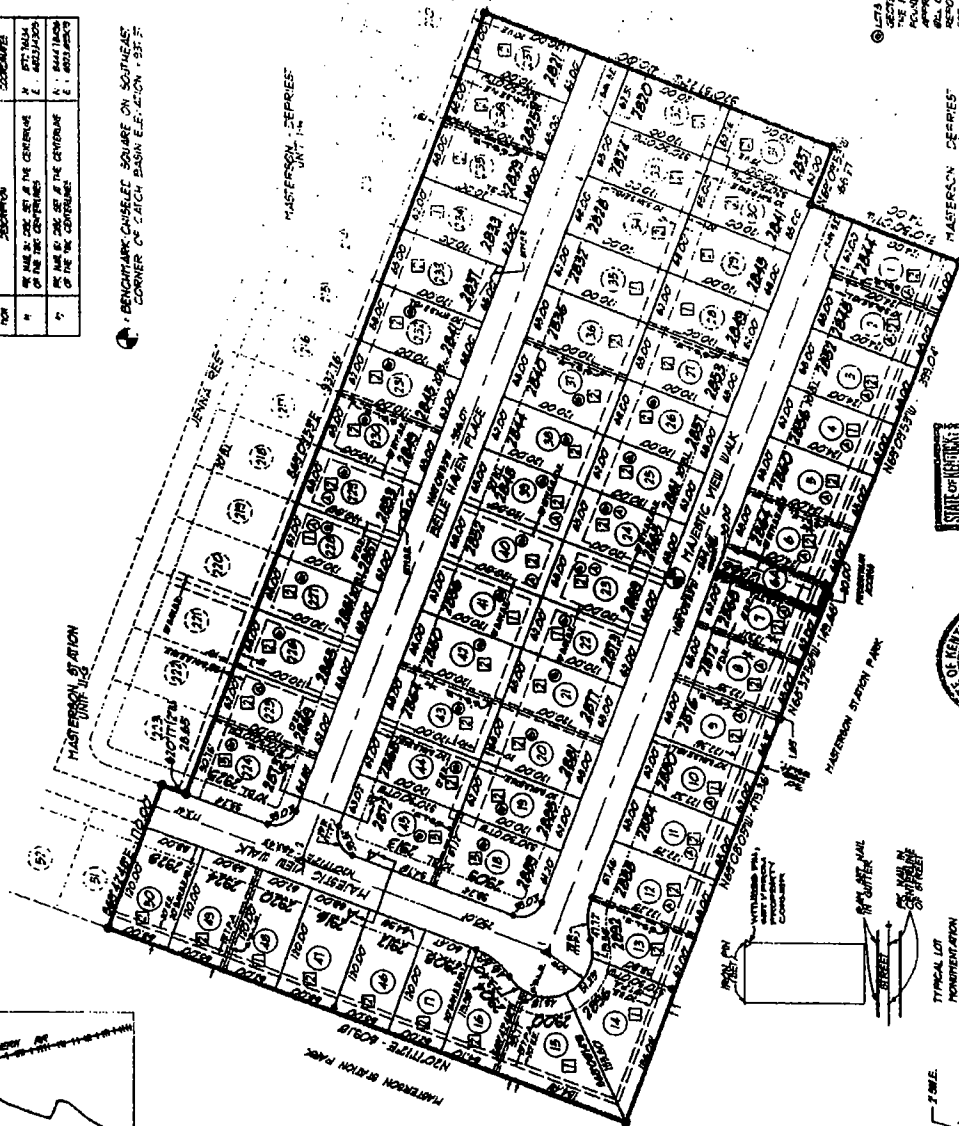
CONVENTIONAL TCMING REFRACTORY

1. ALONG MARSHESON BLVD. PARK-EXISTING TREES SHALL BE MAINTAINED TO THE GREATEST EXTENT FEASIBLE EXCEPT REMOVAL DUE TO DISEASE OR ANY PAID ACCESS INTO THE PARK FROM THE SUBDIVISION.
2. THE NORTHWEST CORNER SHALL BE CONSTRUCTED AND IMPROVED BY THE LAND BUILDER TO THE FOLLOWING STANDARDS: THE CONSTRUCTION OF THE CORNER SHALL BE DONE WITHIN 180 DAYS AFTER THE COMMENCEMENT OF THE FILLING OF THE LOT AND A STREET SHALL BE CONSTRUCTED TO THE CORNER WITHIN 180 DAYS AFTER THE COMMENCEMENT OF THE FILLING OF THE LOT. THE CORNER SHALL BE PAVED TO AN 8'-0" WIDE AT LEAST ONE FOOT BEYOND THE CURB. CURBING SHALL BE 6" HIGH. THE CORNER SHALL BE PAVED WITH PORTLAND CEMENT CONCRETE. THE CURB SHALL BE PAVED WITH PORTLAND CEMENT CONCRETE. A CURBSTOP SHALL BE PLACED AT THE CORNER.

RESEARCH: AEGION LTD

ROW	DESCRIPTION	COORDINATES
4	MC NAME B: 20C SET AT THE CENTER OF THE TWO CONVERGENCE	N: 877.74334 E: 4623.34329
5	MC NAME B: 20C SET AT THE CENTER OF THE TWO CONVERGENCE	N: 844.14209 E: 4623.25273

4. BENCHMARK-CUISELED SQUARE ON SOUTHEAST CORNER OF CARROLL BASIN E. 1/4 - 0.13 =



NOTE: IN ACCORDANCE WITH PLANS APPROVED BY THE ALEXANDER-FATETTE URBAN COUNTY GOVERNMENT, 4.4 ACRES OF TREE CANOFT IS REQUIRED TO BE PLANTED ON THIS PROPERTY PER THE APPROVED TREE PROTECTION PLAN SPECIFICATIONS.

OWNER'S CERTIFICATION

[illegible]

10/15/15

NO. 157 3435

URBAN COUNTY ENGINEERS CERTIFICATION

"heretby certifying that record drawings for the infrastructure shown hereon have been received and that a construction performance and warranty survey, in the amount required by the Subdivision Regulations, has been posted in my office by the developer.

David Libbatty Date 10/20/09
Michael Cowdy Engineer

ENGINEERS AND SURVEYORS CERTIFICATION

hereto do certify that this record plan was prepared by me or under my direction, that all work performed by me or under my direction, including engineering design, and construction observation of the said structures are done in accordance with the provisions of the Land Subsidence Regulations, the Zoning Ordinances, the Division of Engineering Technical Manuals and the requirements of the Planning Commission that all assessments indicated beyond do exist and their location, size, and materials are correctly shown, to the best of my knowledge.

Engineer R. J. T. N. Registration No. 2319 Date 10/6/04

6/10/07 Date
 1557 Registration No.

COMMISSIONS CERTIFICATION

I do hereby certify that this record plan was approved by the Urban
County Planning Commission at its meeting on JULY 2, 2004.
and is now eligible for recording.

Charm D. King
Planning Commission Signature

SITE STATISTICS:

ZONE: R-3

NO. OF LOTS: 65

TOTAL AREA: 14.55 Acres

AREA OF R.O.W.: 2.70 Acres

⑤ LTR'S 19-16.5-43 AND 12-13-53 SHALL REQUIRE A FOUNDATION REPORT BY A GEOTECHNICAL ENGINEER PRIOR TO THE ISSUANCE OF A BUILDING PERMIT. THE FOUNDATION REPORT SHALL EVALUATE THE PROPOSED BUILDING FOUNDATION AND RECOMMEND THE MOST APPROPRIATE FOUNDATION SYSTEM. THE FOUNDATION REPORT SHALL APPROPRIATELY CORRELATE DESIGN CONTROLS TO THE GEOTECHNICAL ENGINEER'S RECOMMENDATION. THE ENGINEER OF RECORD SHALL PREPARE A WRITTEN REPORT TO THE DIVISIONS OF ENGINEERING, PLANNING, AND BUILDING INSPECTION FOR REVIEW PRIOR TO THE ISSUANCE OF A BUILDING PERMIT.

2004-101F

FINAL RECORD P. 17

MASTERSON STATION

UNIT 11

LEXINGTON, FAYETTE COUNTY, KENTUCKY

(S)
(S)
(S)
(S)
(S)
(S)

ORDERED TO RECEIPT.
PAID \$28.50 INC. TAX
AT 9:03 A.M.
2nd DAY OF NOV 2011
DONALD W. BLEVINS

7700 Bullhead
or Long Road

204109064

53



161-06

54

Mayor Teresa Ann Isaac

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Community Development

**TO: TERESA ANN ISAAC, MAYOR
URBAN COUNTY COUNCIL
MILTON DOHONEY, CHIEF ADMINISTRATIVE OFFICER**

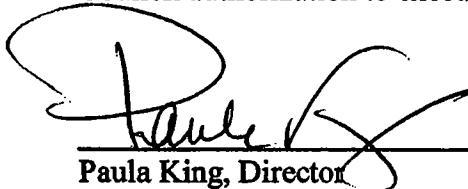
**FROM: PAULA KING, DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT**

DATE: MARCH 28, 2006

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE MASTER
AGREEMENT MODIFICATION TO HOMELAND SECURITY PROJECT
FOR CBRNE EQUIPMENT—FY 2006**

On January 12, 2006 (Ordinance # 5-2006), the Urban County Council approved the acceptance of an award of federal funds from the Kentucky Department of Homeland Security for the purchase of CBRNE (chemical, biological, radiological, nuclear, and explosive) equipment. This agreement expires on March 31, 2006. The Kentucky Department of Homeland Security has offered the LFUCG an extension of three months through June 30, 2006.

Council authorization to execute the master agreement modification is hereby requested.



Paula King, Director

Xc: Rebecca Langston, Commissioner, Department of Public Safety

HORSE CAPITAL OF THE WORLD

200 East Main Street, 6th Fl Lexington, KY 40507 (859) 258-3070 (859) 258-3081 fax www.lfucg.com

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162-06

Mayor Teresa Ann Isaac

LEXINGTON - FAYETTE URBAN COUNTY GOVERNMENT
Division of Engineering

MEMORANDUM

TO: Mayor Teresa Ann Isaac
Urban County Council

FROM: Marwan A. Rayan, P.E.
Urban County Engineer

DATE: March 24, 2006

RE: Proposed Rural Secondary Program for FY 2006-2007

Attached is a copy of the Rural Secondary Program that has been proposed for fiscal year 2006-2007 by the Kentucky Transportation Cabinet (KYTC). This program is funded, administered and constructed by the Cabinet.

The program provides maintenance and capital funds to address needs of the system of rural secondary roads in Fayette County. KYTC has recommended that the available funds for fiscal year 2007 be allocated as shown in the attachments.

The Division of Engineering and the Division of Streets, Roads and Forestry concur with the proposal and request that the Council endorse this program, as recommended by the Transportation Cabinet.

Attachments

C: Jay Whitehead
Stuart Goodpaster, P.E., KYTC, District 7
Leo McMillen
Bob Bayert, P.E.
Leigh Karr

2006.1000.103.RurSec07

HORSE CAPITAL OF THE WORLD



163-06

Mayor Teresa Ann Isaac
LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Sanitary Sewers

TO: Mayor Teresa Ann Isaac
Urban County Council

FROM: Charles H. Martin, P.E., Director *CHM*
Division of Sanitary Sewers

DATE: March 21, 2006

SUBJECT: Change Order #1 for Engineering Contract with CDP Engineers, Inc. for Design Services Associated with the South Elkhorn Pump Station and Force Main Improvement Project.

The Division of Sanitary Sewers requests approval of Change Order #1 with CDP Engineers, Inc. to increase the design services contract for the South Elkhorn Pump Station and Force Main Improvement Project. The division is recommending an expansion of the original scope of work to include structural and electric work not included in the original scope of work. The original contract with CDP Engineers was \$340,000. The Change Order # 1 request is for \$114,000, which would increase the total contract value to \$454,000. The percent change to the original contract amount was 33.5% for Change Order #1.

Change Order #1 will provide funding for additional engineering work necessary for the successful elimination of wet weather by-passes which have plagued this pumping station for over 10 years. The original scope of work that addressed the capacity problems called for replacement of the existing pumps. Preliminary engineering completed to date has found that a new wet well structure along with new pumps is the only reliable means to eliminate the wet weather bypasses.

Review of original Request for Proposal bid tabulation summary indicates a wide variety of design costs and design scenarios. Two (2) of the seven engineering firms offering proposals suggested design scenarios similar to that recommended with this Change Order request. The average design cost of those two proposals is \$454,200.

Funds for Change Order # 1 are budgeted (248-490-387-410, Line 2232).

This item is scheduled for reviewed by the Sanitary Sewer Oversight Committee during its March 28, 2006 meeting.

cc: Jay Whitehead, Commissioner

H O R S E C A P I T A L O F T H E W O R L D

163-06

CONTRACT HISTORY FORMContractor: CDP EngineersProject Name: South Elkhorn PS/FMContract Number and Date: #5343 - 2004Responsible LFUCG Division: Sanitary Sewers**CHANGE ORDER DETAILS****Summary of Previous Change
Orders To Date****Dollar Amount****Percent Change to
Original Contract**A. Original Contract Amount: \$ 340,000.00B. Cumulative Amount of
Previous Change Orders: \$ 0.000% %
(Line B / Line A)C. Total Contract Amount
Prior to this Change Order: \$ 340,000.00**Current Change Order**D. Amount of This Change Order: \$ 114,000.0034% %
(Line D / Line A)E. New Contract Amount
Including this Change Order: \$ 454,000.00134% %
(Line E / Line A)**SIGNATURE LINES**

Project Manager: _____

Date: _____

Reviewed by: _____

Date: _____

Division Director: Date: 3-21-06



181-06

Mayor Teresa Ann Isaac

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Community Development

**TO: TERESA ANN ISAAC, MAYOR
URBAN COUNTY COUNCIL
MILTON DOHONEY, CHIEF ADMINISTRATIVE OFFICER**

**FROM: PAULA KING, DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT**

DATE: APRIL 4, 2006

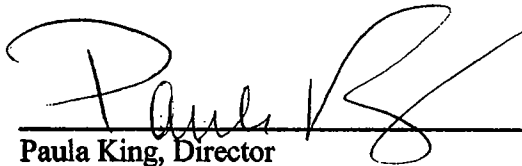
**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE CHANGE
ORDER NO. 1 WITH BLUEGRASS CONTRACTING
CORPORATION, FOR THE CONSTRUCTION OF THE I-75 NOISE
ABATEMENT PROJECT**

The Lexington-Fayette Urban County Council approved a contract with Bluegrass Contracting Corporation in the amount of \$372,637.50 for the construction of the I-75 Noise Abatement Project on March 23, 2006 (Resolution No. 116-2006).

Change Order No. 1 for this contract in the amount of \$92,213 is for the purpose of increasing the height of the noise wall by four feet. New total for the contract is \$464,850.50. The source of federal funds is the 2003 Federal Transportation Appropriations Act. No matching funds are required.

Funds for this change order are budgeted in account # 882-490-321-910, line #1722.

Council authorization to execute Change Order No. 1. to contract with Bluegrass Contracting Corporation is hereby requested.



Paula King, Director

Xc: Jay Whitehead, Commissioner of Department of Public Works

HORSE CAPITAL OF THE WORLD
200 East Main Street, 6th Fl Lexington, KY 40507 (859) 258-3070 (859) 258-3081 fax www.lfucg.com



CONTRACT HISTORY FORM

181-06

59

Contractor: Bluegrass Contracting Corporation

Project Name: I-75 Noise Abatement

Contract Number and Date: 864 (MARCH 23, 2006)

Responsible LFUCG Division: Engineering

CHANGE ORDER DETAILS

A. Original Contract Amount: \$ 372,637.50

Next Lowest Bid Amount:
\$ 410,533.60

B. Amount of Selected Alternate or Phase: \$ ---

C. Cumulative Amount of All Previous Alternates or Phases: \$ ---

D. ~~Amended~~ Contract Amount: \$ 372,637.50

E. Cumulative Amount of All Previous Change Orders: \$ 0.00 --- %
(Line E / Line D)

F. Amount of This Change Order: \$ 92,213.00 24.7 %
(Line F / Line D)

G. Total Contract Amount: \$ 464,850.50

SIGNATURE LINES

Project Manager:



Date:

4/4/06

Reviewed by:



Date:

4/4/06

Division Director:



Date:

4/4/06



182-06

Mayor Teresa Ann Isaac

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Community Development

**TO: TERESA ANN ISAAC, MAYOR
URBAN COUNTY COUNCIL
MILTON DOHONEY, CHIEF ADMINISTRATIVE OFFICER**

**FROM: PAULA KING, DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT**

DATE: APRIL 4, 2006

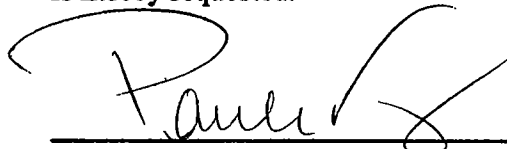
**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE CHANGE
ORDER NO. 2 WITH QUEST ENGINEERS, INC., FOR THE DESIGN
OF THE I-75 NOISE ABATEMENT PROJECT**

The Lexington-Fayette Urban County Council approved a contract with Quest Engineers, Inc., in the amount of \$124,000 for the design of the I-75 Noise Abatement Project on July 1, 2004 (Resolution No. 356-2004). Change Order No. 1 in the amount of \$8,000 was approved by Council on October 6, 2005 (Resolution No. 559-2005).

Change Order No. 2 for this contract in the amount of \$6,000 is for the purpose of increasing the height of the noise wall by four feet. New total for the agreement is \$138,000. The source of federal funds is the 2003 Federal Transportation Appropriations Act. No matching funds are required.

Funds for this change order are budgeted in account # 882-490-321-910, line #1722.

Council authorization to execute Change Order No. 2. to contract with Quest Engineers, Inc., is hereby requested.



Paula King, Director

Xc: Jay Whitehead, Commissioner of Department of Public Works



CONTRACT HISTORY FORM

182-06⁶¹

Contractor: Quest Engineers Inc.

Project Name: I-75 Noise Abatement (P-272)

Contract Number and Date: #5225 July 1, 2004

Responsible LFUCG Division: Engineering

CHANGE ORDER DETAILS

A. Original Contract Amount: \$ 124,000

Next Lowest Bid Amount:
\$ 130,847.00

B. Amount of Selected Alternate or Phase: \$ ---

C. Cumulative Amount of All Previous Alternates or Phases: \$ ---

D. ~~Amended~~ Contract Amount: \$ 124,000

E. Cumulative Amount of All Previous Change Orders: \$ 8,000 6.5 %
(Line E / Line D)

F. Amount of This Change Order: \$ 6,000 4.8 %
(Line F / Line D)

G. Total Contract Amount: \$ 138,000

SIGNATURE LINES

Project Manager: 

Date: 4/4/06

Reviewed by: 

Date: APRIL 4, 2006

Division Director: 

Date: 4/4/06



167-06

Mayor Teresa Ann Isaac

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Department of Public Works Office of the Commissioner

TO: Mayor Teresa Ann Isaac
Urban County Council

FROM: 
Jay L. Whitehead, Commissioner

DATE: March 27, 2006

RE: Change Order No. 2 for the Haley Pike Landfill Closure

The Department of Public Works is requesting approval of Change Order No. 2 to the contract with the Walker Company, the construction company for the closure of the Haley Pike Landfill. This will be the final Change Order.

Attached you will find a list of all items related to this Change Order. Most items are due to the Kentucky Division of Waste Management (KDWM) requiring that the leachate collection line be on bedrock and at least 2 feet into bedrock from Manhole 8 to Manhole 21. At the time of design of the leachate collection line, the rock line was inferred from limited geotechnical data and adjustments were necessary. Therefore, Change Order No. 2, for \$169,986.39 is necessary to meet the requirements set forth in the Landfill Closure Plan by the KDWM.

The total amount of this change order is \$169,986.39. Money is budgeted for this in account 250-490-325-903 line 2504.

The Department of Public Works recommends approval.

HORSE CAPITAL OF THE WORLD

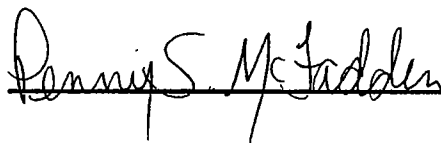
167-06

CONTRACT HISTORYContractor: The Walker CompanyProject Name: Haley Pike Landfill Closure

Contract Number n/a
 Contract Date November 18, 2004
 Change Order No. 2

Responsible LFUCG Division: Department of Public Works

<u>Summary of Previous Change Orders to Date</u>	<u>Dollar Amount</u>	<u>Percent Change to Original Contract</u>
A. Original Contract Amount	<u>\$ 4,941,941.00</u>	
B. Cumulative Amount of Previous Change Orders:	<u>\$ 19,028.50</u>	<u>0.39%</u>
C. Total Contract Amount Prior to this Change Order:	<u>\$ 4,960,969.50</u>	
<u>Current Change Order</u>		
D. Amount of This Change Order:	<u>\$ 169,986.39</u>	<u>3.44%</u>
E. Cumulative Amount Including All Change Orders:	<u>\$ 5,130,955.89</u>	<u>3.82%</u>

Signature Lines:Project Manager: Date: 3-27-06

Commissioner: _____

Date: _____



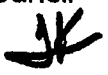
177-06⁶⁴

Mayor Teresa Ann Isaac

LEXINGTON - FAYETTE URBAN COUNTY GOVERNMENT
Division of Engineering

MEMORANDUM

TO: Teresa Ann Isaac, Mayor
Urban County Council

FROM: Tim Koch, P.E. 
Municipal Engineer Sr.

DATE: March 28, 2006

RE: Retention Pond Action Match Program
Waterford Homeowners Assoc. Retention Pond Grant

The Urban County Council approved a program related to the Ownership and Maintenance Practices for Detention Basins and Retention Ponds in 2002. One part of this program is the Retention Pond Action Match which provides eligible neighborhood associations to receive 50% matching funds for capital improvements and repairs that are necessary to keep the ponds operating in an acceptable manner.

The Retention Pond Action Match Review Board met on February 22, 2006 and approved the grant application for Waterford Homeowners Association in the amount of \$12,095. It is requested that the Council authorize the acceptance of the Contract between the Lexington- Fayette Urban County Government and the Waterford Homeowners Association granting the sum of \$12,095 to the Waterford HOA for use in making the retention pond improvements specified in the Association's grant application.

Funds are budgeted in account 111-490-324-911 Line 3263.

C: Darryl Bennett P.E.

HORSE CAPITAL OF THE WORLD



178-06


65

Mayor Teresa Ann Isaac

LEXINGTON - FAYETTE URBAN COUNTY GOVERNMENT
Division of Engineering

MEMORANDUM

TO: Teresa Ann Isaac, Mayor
Urban County Council

FROM: Tim Koch, P.E. 
Municipal Engineer Sr.

DATE: March 28, 2006

RE: Retention Pond Action Match Program
Woodfield Homes Assoc. Inc. Retention Pond Grant

The Urban County Council approved a program related to the Ownership and Maintenance Practices for Detention Basins and Retention Ponds in 2002. One part of this program is the Retention Pond Action Match which provides eligible neighborhood associations to receive 50% matching funds for capital improvements and repairs that are necessary to keep the ponds operating in an acceptable manner.

The Retention Pond Action Match Review Board met on February 22, 2006 and approved the grant application for Woodfield Homes Association, Inc. in the amount of \$5,000. It is requested that the Council authorize the acceptance of the Contract between the Lexington-Fayette Urban County Government and the Woodfield Homes Association, Inc. granting the sum of \$5,000 to the Woodfield HOA for use in making the retention pond improvements specified in the Association's grant application.

Funds are budgeted in account 111-490-324-911 Line 3263.

C: Darryl Bennett P.E.

HORSE CAPITAL OF THE WORLD



179-06 66

Mayor Teresa Ann Isaac

LEXINGTON - FAYETTE URBAN COUNTY GOVERNMENT
Division of Engineering

MEMORANDUM

TO: Teresa Ann Isaac, Mayor
Urban County Council

FROM: Tim Koch, P.E. JK
Municipal Engineer Sr.

DATE: March 28, 2006

RE: Retention Pond Action Match Program
Palomar Hills Community Assoc., Inc. Retention Pond Grant

The Urban County Council approved a program related to the Ownership and Maintenance Practices for Detention Basins and Retention Ponds in 2002. One part of this program is the Retention Pond Action Match which provides eligible neighborhood associations to receive 50% matching funds for capital improvements and repairs that are necessary to keep the ponds operating in an acceptable manner.

The Retention Pond Action Match Review Board met on February 22, 2006 and approved the grant application for Palomar Hills Community Association, Inc. in the amount of \$4,442. It is requested that the Council authorize the acceptance of the Contract between the Lexington-Fayette Urban County Government and the Palomar Hills Community Association, Inc. granting the sum of \$4,442 to the Palomar HOA for use in making the retention pond improvements specified in the Association's grant application.

Funds are budgeted in account 111-490-324-911 Line 3263.

C: Darryl Bennett P.E.

HORSE CAPITAL OF THE WORLD



469 Parkway Drive
Lexington, Kentucky 40504
(859) 288-2989

MEMORANDUM

TO: Mayor Teresa Ann Isaac
Urban County Council Members
Milton Dohoney, CAO

FROM: Chuck Ellis
Chuck Ellis, Director
Parks and Recreation

SUBJECT: Baseball League Concession Contracts

DATE: March 22, 2006

RECEIVED
MAR 23 REC'D
GENERAL SERVICES
COMMISSIONER'S OFFICE

This is a request for approval of the concession contracts for various franchise leagues. We are requesting the Mayors' signature on each copy of the concession contracts.

The 2006 Concession Contracts are outlined, in depth, the terms and conditions regarding the operation of the concession stands. There are no significant modifications to the contracts from the previous year.

Please contact me if there are any questions.

Cc: Tim Clark, Acting Commissioner of General Services

COE/msm



173-06⁶⁸

Mayor Teresa Ann Isaac

LEXINGTON - FAYETTE URBAN COUNTY GOVERNMENT
Division of Community Corrections

Ronald L. Bishop
Director

To: Mayor, Teresa Ann Isaac
CAO Milton Dohoney
Lexington Fayette Urban
County Council Members

Date: March 27, 2006

From: Ronald Bishop, Director
Community Corrections

Subject: Maintenance Contract for Live Scan 2000

This contract is for the continued maintenance for the Live Scan 2000 fingerprint machine. It covers the period of May 01, 2006 thur April 30, 2007. KRS 441.046 requires that persons arrested or detained in any Adult or Juvenile Detention facility shall be fingerprinted. It also states that the Jailer shall submit the fingerprints to the Kentucky State Police in the manner and at the time required by the Kentucky State Police Administrative Regulations. We were given the Live Scan by the Kentucky State Police and are required to maintain the annual maintenance contract.

The amount of \$6,252.00 is fully budgeted.

HORSE CAPITAL OF THE WORLD

600 Old Frankfort Circle

Lexington, KY 40510

(859) 425-2700

Fax: (859) 425-2750

jail.lfucg.com



166-06

69

Mayor Teresa Ann Isaac

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Department of Public Works

Office of the Commissioner

TO: Mayor Teresa Ann Isaac
Urban County Council

FROM: 
Jay L. Whitehead, Commissioner

DATE: March 27, 2006

RE: MOA for State Reimbursement for Mercury Recycling/Proper Disposal

Please find attached a Memorandum of Agreement between the Commonwealth of Kentucky Environmental & Public Protection Cabinet (EPPC) and the Lexington-Fayette Urban County Government for the LFUCG Mercury Collection Program.

The EPPC will reimburse the LFUCG up to \$7,500 for the recycling/proper disposal of mercury collected at the Spring Clean household hazardous waste collection day to be held on April 22, 2006.

The Department of Public Works recommends approval. If you have any questions, please contact Penny McFadden in my office.

HORSE CAPITAL OF THE WORLD

200 East Main Street, Suite 936

Lexington, KY 40507

Ph: (859) 258-3400

Fax: (859) 258-3403

www.lfucg.com



170-06

70

Mayor Teresa Ann Isaac

LEXINGTON—FAYETTE URBAN COUNTY GOVERNMENT
Division of Community Development

**TO: TERESA ANN ISAAC, MAYOR
URBAN COUNTY COUNCIL
MILTON DOHONEY, CHIEF ADMINISTRATIVE OFFICER**

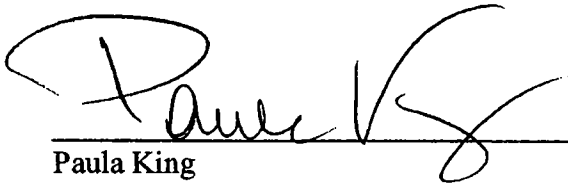
**FROM: PAULA KING, DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT**

DATE: MARCH 28, 2006

**SUBJECT REQUEST COUNCIL AUTHORIZATION TO EXECUTE AMENDMENT
NO. 1 TO AGREEMENT WITH GOVERNOR'S OFFICE OF LOCAL
DEVELOPMENT FOR PRESERVATION OF COVE HAVEN
CEMETERY—FY 2006**

On January 26, 2006 (Ordinance # 25-2006), the Urban County Council approved the acceptance of an award in the amount of \$25,000 from Kentucky Governor's Office of Local Development from the Kentucky Cemetery Preservation Fund for the preservation of Cove Haven Cemetery. The expiration date of this project is June 30, 2006. The Kentucky Governor's Office of Local Development has offered the LFUCG an amendment extending the project deadline through June 30, 2007. The source of state funds is the Kentucky General Fund.

Council authorization to execute Amendment No. 1 is hereby requested.



Paula King
Director

HORSE CAPITAL OF THE WORLD

200 East Main Street, 6th Fl Lexington, KY 40507 (859) 258-3070 (859) 258-3081 fax www.lfucg.com
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169-06

Mayor Teresa Ann Isaac

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Community Development

**TO: MILTON DOHONEY, CHIEF ADMINISTRATIVE OFFICER
OFFICE OF THE MAYOR**

**FROM: PAULA KING, DIRECTOR
DIVISION OF COMMUNITY DEVELOPMENT**

DATE: APRIL 4, 2006

**SUBJECT: REQUEST COUNCIL AUTHORIZATION TO EXECUTE CUSTOMIZED
TRAINING AGREEMENTS WITH SUSAN KLEIER, D.M.D. AND ROBERT
LOY, D.M.D. FOR \$412.50 EACH FROM THE FY 2006 WORKFORCE
INVESTMENT ACT (WIA) GRANT PROGRAM**

The Lexington-Fayette Urban County Government was awarded \$479,150 from the Bluegrass Area Development District (BGADD) for the Mayor's Training Center for the Workforce Investment Act (WIA) Program for FY2006. This federal grant is a part of Title IV, part A of the Social Security Act as amended by the balanced budget act of 1997 and 20 CFR Part 645. No matching funds are required.

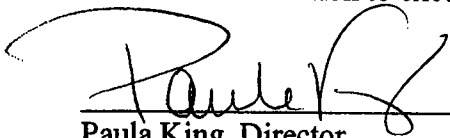
The Mayor's Training Center recommends the execution of customized training agreements with Susan Kleier, D.M.D. and Robert Loy, D.M.D. to provide advanced training for participants who are currently employed in their office's as dental assistants. Each dentist will provide a company match in the amount of \$412.50 for the customized training. It is anticipated that two participants will be provided advanced training for one week. The training will take place at the University of Kentucky, College of Denistry Continuing Education.

Sufficient funds are budgeted in the following account:

703-490-672-410, line 7965

\$825.00

Council authorization to execute the contract is requested.


Paula King, Director

Cc: Arnold Gaither, Mayor's Training Center
Alayne White, Commissioner, Department of Social Services

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HORSE CAPITAL OF THE WORLD
200 East Main Street, 6th Fl Lexington, KY 40507 (859) 258-3070 (859) 258-3081 fax www.lfucg.com






155-06

Mayor Teresa Ann Isaac
LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Division of Human Resources

MEMORANDUM

TO: Milton Dohoney, Chief Administrative Officer
Office of the Chief Administrative Officer

FROM: 
Michael Allen, Director
Division of Human Resources

DATE: March 20, 2006

SUBJECT: **Abolish/Create Positions—Division of Traffic Engineering**

The attached action amends Section 21-5 of the Code of Ordinances as follows: abolishing one (1) position of Traffic Information Specialist (Class Code 420; Grade 112E) and creating one (1) position of Traffic Information Technician (Class Code 433; Grade 112N); and, abolishing one (1) position of Traffic Signal Technician Senior (Class Code 665; Grade 112N) and creating one (1) position of Traffic Signal Technician Master (Class Code 666; Grade 114N), all within the Division of Traffic engineering, effective upon passage by Council.

The division requests this action for a number of reasons. Due to increased support to engineers for data collection, traffic modeling, and technical specifications for traffic monitoring equipment bids, the Traffic Information Technician will utilize technological skills to enhance traffic signal timing. In addition, with new technology/equipment, the traffic control industry requires International Municipal Signal Association Certified (IMSA) technicians to maintain devices in the field. With this certification, the Traffic Signal Technician Master will facilitate more complex electronic installations, lead technician responsibilities, as well as system maintenance, troubleshooting and operation.

Based on staff analysis, which includes whole job rank, factor comparison and review by the Mercer Job Evaluation Committee, it is recommended that these positions be classified as stated above.

The fiscal impact for the remainder of FY 2006 (5 pay periods) will be \$1,270 and will be funded from the division's existing operating budget. All costs include benefits. If you have questions or need additional information, please contact Tracey Stephenson at 258-3030.

Attachment

cc: Jay Whitehead, Commissioner, Department of Public Works
Ron Herrington, Director, Division of Traffic Engineering
Darrylyn Combs, Human Resources Manager, Division of Human Resources
Jim Dodson, Human Resources Analyst, Division of Human Resources

Log #06-1074 & Log #06-1076

URBAN COUNTY COUNCIL
BUDGET & FINANCE COMMITTEE SUMMARY

MARCH 28, 2006

Dr. Stevens chaired the committee meeting, calling it to order at 1:37 pm. All committee members were present with the exception of Mike Scanlon.

I. General Fund Revenue Report February, 2006

Jim Deaton, Budget Director made a presentation on February, 2006's Revenue and Expenditures. Mr. Deaton indicated that revenues from licenses and permits continue to hold the overall revenue trend on course to meet the FY 2006 revenue budget. On the expenditure side, payroll, debt service payments and transfers out to other funds account for the \$6M variance above the past 5 year average.

Mr. Deaton directed the Committee's attention to the graph on page 4 of the packet for the purpose of demonstrating how actual revenues continue to exceed expected 5 year average revenue. Jim indicated that the trend was expected given that current year revenue included a \$22M revenue increase over the prior year.

Mr. Deaton also reviewed the Revenue and Expenditure graphs on pages 6 and 7 of the packet and indicated that in both areas, the government's financial performance is such that we should be able to meet the budget as provided by Council and continue to provide services to our citizens.

Dr. Stevens asked why the actual expenditures, as reported on page 5, were higher than the 5 year average. Mr. Deaton indicated that this was due primarily to the timing in which expenditures were paid and gave an example of bond payments.

Dr. Stevens agreed and emphasized that this condition could be illustrated on page 3 of the Revenue Report under the debt service where February, 2006 payments were made totaling \$4.7M and last year same month, no payments for debt service had been made.

Councilmember Lane noted that revenues for 2006 included a fund balance of approximately \$10M and asked Mr. Deaton if the likelihood that going in to 2007 if there would be a similar fund balance. Jim indicated that there would not be a significant fund balance from 2006 to carry forward into 2007.

Mr. Lane asked if the budget would be tight for 2007 and Mr. Deaton indicated that the budget would be tight for the forthcoming year.

Councilmember Farmer asked about the increase in franchise fees and Mr. Deaton stated the increase was due primarily to higher energy bills. Jim also indicated that there would be a presentation to explain in more detail the increase in revenues.

Councilmember Bill Cegelka asked what the projected revenues in the original budget presented by the administration? Mr. Deaton stated that he didn't remember the exact number but that he would estimate approximately \$240M.

Councilmember George Brown stated that based on an average monthly spending of \$21M it would appear that the fund balance would be around \$5-\$9M and Jim indicated that anywhere from \$5-\$10M might be a good projection for fund balance. Jim also indicated that the historic spending rate has been around 96-97% of the amended budget.

Councilmember Cegelka requested if a revenue report for employee withholdings could be generated in the same format as shown on page 4 and Mr. Deaton indicated that a report would be provided.

II. Horse Factories

Dr. Stevens reiterated that David Switzer, Executive Director of Kentucky Thoroughbred Association, Inc comments were included in the packet from David's presentation several months ago to the Budget & Finance Committee. Also Dr. Stevens informed the Committee that the Vice-Mayor had appointed a committee of Frank Penn, Robert Quick, Nancy Cox, Ed Lane and himself. The committee would be meeting when the scheduling of members could be worked out and recommendations would be made by 9-11-06.

Councilmember Wigginton informed the Committee that the issue of immigration had been a priority topic with the National League of Cities. Mr. Wigginton stated that the NLC Board had met and discussed the issue with the 4 congressional representatives and urged that they work with local officials for immigration reform. Jacques stated that a copy of the Council approved resolution and article appearing in the Lane Report relating to immigration was given to the representatives. Jacques stated that he wanted the Equine Industry and local businesses to know that congressional representatives "got the message".

Dr. Stevens referred the Committee to page 20 of the packet that listed the Points In Support of Comprehensive Immigration Reform. Councilmember Stevens went on to say that the Senate and House both received copies of the Council resolution. Dr. Stevens also indicated that he had met with Freddie

Peralta and his coalition thought the resolution passed by Council carried much weight in the Senate and what had been reported out in the Judiciary Committee met their request as it related to temporary worker permits and other provisions related to immigration laws.

Dr. Stevens could not predict what the Senate and House would ultimately do but he was encouraged that a group of democrats and republicans were endorsing the bill.

III. Funding for Downtown Development Projects

Councilmember Lane explained that a fund should be established, much like that PDR Fund, to be used for the purchase and funding of downtown development properties. Mr. Lane indicated that perhaps a presentation by the Lexington Downtown Development Corp. Executive Director may be beneficial to provide more detail into the thoughts of funding infill and redevelopment properties.

III. Schedule of Committee of the Whole Budget Meetings

Jerry Southers, Council Administrator presented a draft schedule of COW Meeting dates for Committee Approval. The Committee reviewed the schedule and made the following recommendations:

Councilmember George Brown made a motion to revise the draft schedule to rearrange meetings 2 and 3 by replacing their order. This motion seconded by Jacques Wigginton and passed unanimously.

Councilmember Farmer made a motion to reschedule meeting number 2 on the draft schedule for 5:00PM on 4/25/2006. This motion was seconded by George Brown and was passed unanimously.

Councilmember Linda Gorton made a motion to change the beginning time for meeting number 7 from 1:30PM to 1:00PM, the same day. This motion was seconded by Chuck Ellinger and was passed unanimously.

Councilmember Ed Lane requested that the draft schedule be updated to include the Committee motions.

Councilmember Jacques Wigginton made a motion to adopt the schedule with revisions. This motion was seconded by Bill Farmer and was passed unanimously.

Meeting adjourned 2:18PM

COMMITTEE APPROVED
COMMITTEE OF THE WHOLE BUDGET MEETINGS FY 2007

MTG NO.	MEETING DESCRIPTION	DATE	DAY	TIME	LOCATION
1	Mayor's Budget Address	4/11/2006	Tuesday	3:30PM	Council Chambers
2	Council Administrator presentation regarding Mayor's Proposed Budget	4/25/2006	Tuesday	1:30 PM	Council Chambers
3	Future Planning Meeting to Discuss Budget Process and Council Member Goals for 2007	4/25/2006	Tuesday	5:00PM	Council Chambers
4	Discussion relating to Debt and Capital Projects	5/2/2006	Tuesday	5:00 PM	Council Chambers
5	Discussion on Revenue Projections	5/9/2006	Tuesday	5:00 PM	Council Chambers
6	Public Hearing Regarding Mayor's Proposed Budget	5/18/2006	Thursday	8:00 PM	Council Chambers
7	Council Link Report Outs - 5 Links	5/30/2006	Tuesday	1:00 PM	Council Chambers
8	Council Discussion on Link Recommendations	6/6/2006	Tuesday	5:00 PM	Council Chambers
9	Ratify Budget & Motion to Place on Docket	6/13/2006	Tuesday	5:00 PM	Council Chambers
10	Special Council Meeting to Give First Reading on Council Approved Budget	6/20/2006	Tuesday	3:30 PM	Council Chambers
11	Council Meeting to Give Second Reading on Council Approved Budget	6/22/2006	Thursday	7:00 PM	Council Chambers

Notes:

- a. Meeting # 2 was held last year
- b. Meeting # 6,10,11 are currently on Council approved calendar
- c. COW Meeting will primarily be held after work session
- d. Meetings # 3 & 7 will replace scheduled Budget & Finance Meetings
- e. All meetings have been scheduled on days that Council would be in chambers